

APPEAL,CLOSED,LC1,OPEN_MJ

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US District Court Electronic Case Filing System
District of Utah (Northern)
CIVIL DOCKET FOR CASE #: 1:21-cv-00111-JNP

Brunson v. Adams et al
Assigned to: Judge Jill N. Parrish
Demand: \$3,000,000,000
Case in other court: 2nd District, Weber County, 210903303
Cause: 28:1441 Notice of Removal– Civil Rights Act

Date Filed: 08/05/2021
Date Terminated: 02/02/2022
Jury Demand: Both
Nature of Suit: 441 Civil Rights: Voting
Jurisdiction: U.S. Government Defendant

Plaintiff

Raland J. Brunson

represented by **Raland J. Brunson**
4287 S HARRISON BLVD APT 132
OGDEN, UT 84403
(385) 492-4898
Email: raland.brunson@hotmail.com
PRO SE

V.

Defendant

Alma S. Adams
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
US ATTORNEY'S OFFICE
111 S MAIN ST STE 1800
SALT LAKE CITY, UT 84111-2176
(801)325-3216
Email: john.mangum@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Pete Aguilar
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Colin Z. Allred
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Mark E. Amodei
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Kelly Armstrong
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Jake Auchincloss
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Cynthia Axne
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Don Bacon
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Troy Balderson
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Andy Barr
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Nanette Diaz Barragan
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Karen Bass
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Joyce Beatty
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Ami Bera
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Gus M. Ilirakis
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Jr. Donald S. Beyer
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Sandford D. Bishop, Jr.
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Earl Blumenauer
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Lisa Blunt Rochester
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Defendant

Suzanne Bonamici
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
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Carolyn Bourdeaux
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Jamaal Bowman
*in their capacity as United States House
Representatives*

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Brendan F. Boyle
*in their capacity as United States House
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Kevin Brady
*in their capacity as United States House
Representatives*

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Anthony G. Brown
*in their capacity as United States House
Representatives*

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Julia Brownley
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Vern Buchanan
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Ken Buck
in their capacity as United States House

represented by **John K. Mangum**
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Larry Bucshon
*in their capacity as United States House
Representatives*

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Cori Bush
*in their capacity as United States House
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Cheri Bustos
*in their capacity as United States House
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G. K. Butterfield
*in their capacity as United States House
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(See above for address)
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Salud O. Carbajal
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Tony Cardenas
*in their capacity as United States House
Representatives*

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Andre Carson
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Matt Cartwright
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Ed Case

*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Sean Casten

*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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Kathy Castor

*in their capacity as United States House
Representatives*

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Joaquin Castro

*in their capacity as United States House
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Liz Cheney

*in their capacity as United States House
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Judy Chu

*in their capacity as United States House
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David N. Cicilline

*in their capacity as United States House
Representatives*

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Katherine M. Clark

in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

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Yvette D. Clarke
*in their capacity as United States House
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(See above for address)
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Emanuel Cleaver
*in their capacity as United States House
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James E. Clyburn
*in their capacity as United States House
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Steve Cohen
*in their capacity as United States House
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James Comer
*in their capacity as United States House
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Gerald E. Connolly
*in their capacity as United States House
Representatives*

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Jim Cooper
*in their capacity as United States House
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(See above for address)
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J. Luis Correa
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

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Jim Costa
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Joe Courtney
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Angie Craig
*in their capacity as United States House
Representatives*

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Dan Crenshaw
*in their capacity as United States House
Representatives*

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Charlie Crist
*in their capacity as United States House
Representatives*

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Jason Crow
*in their capacity as United States House
Representatives*

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(See above for address)
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Henry Cuellar
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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John R. Curtis
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

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Sharice Davids
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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Danny K. Davis
*in their capacity as United States House
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represented by **John K. Mangum**
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Rodney Davis
*in their capacity as United States House
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Defendant

Madeleine Dean
*in their capacity as United States House
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Peter A. Defazio
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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Diana Degette
*in their capacity as United States House
Representatives*

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(See above for address)
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Rosa L. Delauro
*in their capacity as United States House
Representatives*

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(See above for address)
*LEAD ATTORNEY
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Defendant

Suzan K. Delbene
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

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Antonio Delgado
*in their capacity as United States House
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Val Butler Demings
*in their capacity as United States House
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(See above for address)
*LEAD ATTORNEY
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Mark DeSaulnier
*in their capacity as United States House
Representatives*

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(See above for address)
*LEAD ATTORNEY
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Defendant

Theodore E. Deutch
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

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Debbie Dingell
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Lloyd Doggett
*in their capacity as United States House
Representatives*

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(See above for address)
*LEAD ATTORNEY
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Michael F. Doyle
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Tom Emmer
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Veronica Escobar
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Anna G. Eshoo
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Adriano Espaillat
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Dwight Evans
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Randy Feenstra
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

IV A. Drew Ferguson
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Brian K. Fitzpatrick
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Lizzie Letcher
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
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Jeff Fortenberry
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Bill Foster
*in their capacity as United States House
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(See above for address)
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Lois Frankel
*in their capacity as United States House
Representatives*

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Marcia L. Fudge
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Mike Gallagher
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Ruben Gallego
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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John Garamendi
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

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Andrew R. Garbarino
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

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*LEAD ATTORNEY
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Sylvia R. Garcia
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Jesus G. Garcia
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Jared F. Golden
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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Jimmy Gomez
*in their capacity as United States House
Representatives*

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Tony Gonzales
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Anthony Gonzalez
*in their capacity as United States House
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(See above for address)
*LEAD ATTORNEY
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Vicente Gonzalez
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Josh Gottheimer
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

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ATTORNEY TO BE NOTICED*

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Kay Granger

*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Al Green

*in their capacity as United States House
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Raul M. Grijalva

*in their capacity as United States House
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represented by **John K. Mangum**
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Glenn Grothman

*in their capacity as United States House
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Brett Guthrie

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Debra A. Haaland

*in their capacity as United States House
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Josh Harder

*in their capacity as United States House
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Alcee L. Hastings

in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

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Jahana Hayes
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Jaime Herrera Beutler
*in their capacity as United States House
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represented by **John K. Mangum**
(See above for address)
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Brian Higgins
*in their capacity as United States House
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J. French Hill
*in their capacity as United States House
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James A. Himes
*in their capacity as United States House
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Ashley Hinson
*in their capacity as United States House
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Trey Hollingsworth
*in their capacity as United States House
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represented by **John K. Mangum**
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Steven Horsford
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

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*LEAD ATTORNEY
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Chrissy Houlahan
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Steny H. Hoyer
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
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Jared Huffman
*in their capacity as United States House
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Sheila Jackson Lee
*in their capacity as United States House
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Sara Jacobs
*in their capacity as United States House
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Pramila Jayapal
*in their capacity as United States House
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Hakeem S. Jeffries
in their capacity as United States House

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Dusty Johnson
*in their capacity as United States House
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Eddie Bernice Johnson
*in their capacity as United States House
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Henry C Johnson, Jr.
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Mondaire Jones
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

David P. Joyce
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Kaiali'i Kahele
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Marcy Kapture
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

John Katko
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

William R. Keating
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Ro Khanna
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Daniel T. Kildee
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Derek Kilmer
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Andy Kim
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Young Kim
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Ron Kind
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Adam Kinzinger
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Ann Kirkpatrick
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Raja Krishnamoorthi
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Ann M. Kuster
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Defendant

Darin LaHood
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Conor Lamb
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

James R. Langevin
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Rick Larsen
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

John B. Larson
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

*LEAD ATTORNEY
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Defendant

Robert E. Latta
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Jake Laturner
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Brenda L. Lawrence
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Al Lawson, Jr.
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Barbara Lee
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Susie Lee
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Teresa Leger Fernandez
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Andy Levin
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

*LEAD ATTORNEY
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Defendant

Mike Levin
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Ted Lieu
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Zoe Lofgren
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Alan S. Lowenthal
*in their capacity as United States House
Representatives*

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*LEAD ATTORNEY
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Defendant

Elaine G. Luria
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Stephen F. Lynch
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Nancy Mace
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Tom Malinowski
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

*LEAD ATTORNEY
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Defendant

Carolyn B. Maloney
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Sean Patrick Maloney
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Kathy E. Manning
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Thomas Massie
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Doris O. Matsui
*in their capacity as United States House
Representatives*

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*LEAD ATTORNEY
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Defendant

Lucy McBath
*in their capacity as United States House
Representatives*

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*LEAD ATTORNEY
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Defendant

Michael T. McCaul
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Tom McClintock
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

*LEAD ATTORNEY
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Defendant

Betty McCollum
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

A. Adonald McEachin
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

James P. McGovern
*in their capacity as United States House
Representatives*

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Defendant

Patrick T. McHenry
*in their capacity as United States House
Representatives*

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Defendant

David B. McKinley
*in their capacity as United States House
Representatives*

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*LEAD ATTORNEY
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Defendant

Jerry McNerney
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Gregory W. Meeks
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Peter Meijer
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

*LEAD ATTORNEY
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Defendant

Grace Meng
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Kweisi Mfume
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Marianette Miller–Meeks
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

John R. Moolenaar
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Blake D. Moore
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Gwen Moore
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Joseph D. Morelle
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Seth Moulton
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

*LEAD ATTORNEY
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Defendant

Frank J. Mrvan
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Stephanie N. Murphy
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Jerrold Nadler
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Grace F. Napolitano
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Defendant

Richard E. Neal
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Joe Neguse
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Dan Newhouse
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Marie Newman
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Donald Norcross
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Alexandria Ocasio–Cortez
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Tom O'Halleran
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Defendant

Ilhan Omar
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Frank Pallone, Jr.
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Defendant

Jimmy Panetta
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Chris Pappas
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Bill Pascrell, Jr.
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Donald M. Payne, Jr.
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Nancy Pelosi
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Ed Perlmutter
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Scott H. Peters
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Dean Phillips
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Defendant

Chellie Pingree
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Mark Pocan
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Katie Porter
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Ayanna Pressley
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

David E. Price
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Mike Quigley
*in their capacity as United States House
Representatives*

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*LEAD ATTORNEY
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Defendant

Jamie Raskin
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Tom Reed
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Kathleen M. Rice
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Cathy McMorris Rodgers
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Deborah K. Ross
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Chip Roy
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Lucille Roybal–Allard
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Raul Ruiz
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

C.A. Dutch Ruppersberger
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Defendant

Bobby L. Rush
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Tim Ryan
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Linda T. Sanchez
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

John P. Sarbanes
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
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Defendant

Mary Gay Scanlon
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Janice D. Schakowsky
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Adam B. Schiff
*in their capacity as United States House
Representatives*

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Defendant

Bradley Scott Schneider
*in their capacity as United States House
Representatives*

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Defendant

Kurt Schrader
*in their capacity as United States House
Representatives*

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Defendant

Kim Schrier
*in their capacity as United States House
Representatives*

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Defendant

Austin Scott
*in their capacity as United States House
Representatives*

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Defendant

David Scott
in their capacity as United States House

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Representatives

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Defendant

Robert C. Scott
*in their capacity as United States House
Representatives*

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Defendant

Terri A. Sewell
*in their capacity as United States House
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Defendant

Brad Sherman
*in their capacity as United States House
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Mikie Sherrill
*in their capacity as United States House
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Defendant

Michael K. Simpson
*in their capacity as United States House
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Albio Sires
*in their capacity as United States House
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Defendant

Elissa Slotkin
*in their capacity as United States House
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Defendant

Adam Smith
in their capacity as United States House

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Defendant

Christopher H. Smith
*in their capacity as United States House
Representatives*

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Darren Soto
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Defendant

Abigail Davis Spanberger
*in their capacity as United States House
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Defendant

Victoria Spartz
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Jackie Speier
*in their capacity as United States House
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Defendant

Greg Stanton
*in their capacity as United States House
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Pete Stauber
*in their capacity as United States House
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Defendant

Michelle Steel
in their capacity as United States House

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Defendant

Bryan Steil
*in their capacity as United States House
Representatives*

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Haley M. Stevens
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Steve Stivers
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Marilyn Strickland
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Thomas R. Suozzi
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Eric Swalwell
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Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Mark Takano
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Van Taylor
in their capacity as United States House

represented by **John K. Mangum**
(See above for address)

Representatives

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Bennie G. Thompson
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
(See above for address)
*LEAD ATTORNEY
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Defendant

Mike Thompson
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Dina Titus
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Rashida Tlaib
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Paul Tonko
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Norma J. Torres
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Ritchie Torres
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Lori Trahan
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

*LEAD ATTORNEY
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Defendant

David J. Trone
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Michael R. Turner
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Lauren Underwood
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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Defendant

Fred Upton
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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Defendant

Juan Vargas
*in their capacity as United States House
Representatives*

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Defendant

Marc A. Veasey
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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Defendant

Filemon Vela
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Nydia M. Velazquez
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

*LEAD ATTORNEY
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Defendant

Ann Wagner
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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Defendant

Michael Waltz
*in their capacity as United States House
Representatives*

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Defendant

Debbie Wasserman Schultz
*in their capacity as United States House
Representatives*

represented by **John K. Mangum**
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*LEAD ATTORNEY
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Defendant

Maxine Waters
*in their capacity as United States House
Representatives*

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Defendant

Bonnie Watson Coleman
*in their capacity as United States House
Representatives*

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Defendant

Peter Welch
*in their capacity as United States House
Representatives*

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Defendant

Brad R. Wenstrup
*in their capacity as United States House
Representatives*

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Defendant

Bruce Westerman
in their capacity as United States House

represented by **John K. Mangum**
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Representatives

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Defendant

Jennifer Wexton
*in their capacity as United States House
Representatives*

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Defendant

Susan Wild
*in their capacity as United States House
Representatives*

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Defendant

Nikema Williams
*in their capacity as United States House
Representatives*

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Defendant

Frederica S. Wilson
*in their capacity as United States House
Representatives*

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Defendant

Steve Womack
*in their capacity as United States House
Representatives*

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Defendant

John A. Yarmuth
*in their capacity as United States House
Representatives*

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Defendant

Don Young
*in their capacity as United States House
Representatives*

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Defendant

Tammy Baldwin
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

John Barrasso
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Michael F. Bennet
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Marsha Blackburn
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Richard Blumenthal
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Roy Blunt
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Cory A. Booker
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

John Boozman
in their capacity as U.S. Senators

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LEAD ATTORNEY
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Defendant

Mike Braun
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Sherrod Brown
in their capacity as U.S. Senators

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Defendant

Richard Burr
in their capacity as U.S. Senators

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Defendant

Maria Cantwell
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Shelley Capito
in their capacity as U.S. Senators

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Defendant

Benjamin L. Cardin
in their capacity as U.S. Senators

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Defendant

Thomas R. Carper
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Robert P. Casey, Jr.
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Bill Cassidy
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Susan M. Collins
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Christopher A. Coons
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

John Cornyn
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Catherine Cortez Masto
in their capacity as U.S. Senators

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Defendant

Tom Cotton
in their capacity as U.S. Senators

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Defendant

Kevin Cramer
in their capacity as U.S. Senators

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Defendant

Mike Crapo
in their capacity as U.S. Senators

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Defendant

Steve Daines
in their capacity as U.S. Senators

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Defendant

Tammy Duckworth
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Richard J. Durbin
in their capacity as U.S. Senators

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Defendant

Joni Ernst
in their capacity as U.S. Senators

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Defendant

Dianne Feinstein
in their capacity as U.S. Senators

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Defendant

Deb Fischer
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Kirsten E. Gillibrand
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Lindsey Graham
in their capacity as U.S. Senators

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Defendant

Chuck Grassley
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Bill Hagerty
in their capacity as U.S. Senators

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Defendant

Maggie Hassan
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Martin Heinrich
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

John Hickenlooper
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Mazie Hirono
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

John Hoeven
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

James Inhofe
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Ron Johnson
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Tim Kaine
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
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Defendant

Mark Kelly
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
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Defendant

Angus S. King, Jr.
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Amy Klobuchar
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
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Defendant

James Lankford
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Patrick Leahy
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Mike Lee
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Ben Lujan
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Cynthia M. Lummis
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Joe Manchin, III
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Edward J. Markey
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Mitch McConnell
in their capacity as U.S. Senators

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
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Defendant

Robert Menendez
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Jeff Merkley
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Jerry Moran
in their capacity as U.S. Senators

represented by **John K. Mangum**
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LEAD ATTORNEY
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Defendant

Lisa Murkowski
in their capacity as U.S. Senators

represented by **John K. Mangum**
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Defendant

Christopher Murphy
in their capacity as U.S. Senators

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Defendant

Patty Murray
in their capacity as U.S. Senators

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Defendant

Jon Ossoff
in their capacity as U.S. Senators

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Defendant

Alex Padilla
in their capacity as U.S. Senators

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Defendant

Rand Paul
in their capacity as U.S. Senators

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Defendant

Gary C. Peters
in their capacity as U.S. Senators

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Defendant

Rob Portman
in their capacity as U.S. Senators

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Defendant

Jack Reed
in their capacity as U.S. Senators

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Defendant

James E. Risch
in their capacity as U.S. Senators

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Defendant

Mitt Romney
in their capacity as U.S. Senators

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Defendant

Jacky Rosen
in their capacity as U.S. Senators

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Defendant

Mike Rounds
in their capacity as U.S. Senators

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Marco Rubio
in their capacity as U.S. Senators

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Bernard Sanders
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Ben Sasse
in their capacity as U.S. Senators

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Brian Schatz
in their capacity as U.S. Senators

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Charles E. Schumer
in their capacity as U.S. Senators

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Rick Scott
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Tim Scott
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Jeanne Shaheen
in their capacity as U.S. Senators

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Richard C. Shelby
in their capacity as U.S. Senators

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Kyrsten Sinema
in their capacity as U.S. Senators

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Tina Smith
in their capacity as U.S. Senators

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Debbie Stabenow
in their capacity as U.S. Senators

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Dan Sullivan
in their capacity as U.S. Senators

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Jon Tester
in their capacity as U.S. Senators

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John Thune
in their capacity as U.S. Senators

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Thom Tillis
in their capacity as U.S. Senators

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Patrick J. Toomey
in their capacity as U.S. Senators

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Hollen Van
in their capacity as U.S. Senators

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Mark R. Warner
in their capacity as U.S. Senators

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Raphael G. Warnock
in their capacity as U.S. Senators

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Elizabeth Warren
in their capacity as U.S. Senators

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Sheldon Whitehouse
in their capacity as U.S. Senators

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Roger F. Wicker
in their capacity as U.S. Senators

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Ron Wyden
in their capacity as U.S. Senators

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Defendant

Todd Young
in their capacity as U.S. Senators

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LEAD ATTORNEY
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Defendant

Joseph Robinette Biden, Jr.
in his capacity of President of the United States

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Michael Richard Pence
in his capacity as former Vice President of the United States

represented by **John K. Mangum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Kamala Harris
in her capacity as Vice President of the

represented by **John K. Mangum**
(See above for address)

*United States**LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Date Filed	#	Page	Docket Text
08/05/2021	<u>1</u>		<p>Case has been indexed and assigned to Magistrate Judge Cecilia M. Romero. Defendants Alma S. Adams, Pete Aguilar, Colin Z. Allred, Mark E. Amodei, Kelly Armstrong, Jake Auchincloss, Cynthia Axne, Don Bacon, Troy Balderson, Tammy Baldwin, Andy Barr, John Barrasso, Karen Bass, Joyce Beatty, Michael F. Bennet, Ami Bera, Eddie Bernice Johnson, Donald S. Beyer, Joseph Robinette Biden, Jr, Sandford D. Bishop, Jr, Marsha Blackburn, Earl Blumenauer, Richard Blumenthal, Roy Blunt, Lisa Blunt Rochester, Suzanne Bonamici, Cory A. Booker, John Boozman, Carolyn Bourdeaux, Jamaal Bowman, Brendan F. Boyle, Kevin Brady, Mike Braun, Anthony G. Brown, Sherrod Brown, Julia Brownley, Vern Buchanan, Ken Buck, Larry Bucshon, Richard Burr, Cori Bush, Cheri Bustos, Val Butler Demings, G. K. Butterfield, Maria Cantwell, Shelley Capito, Salud O. Carbajal, Tony Cardenas, Benjamin L. Cardin, Thomas R. Carper, Andre Carson, Matt Cartwright, Ed Case, Robert P. Casey, Jr, Bill Cassidy, Sean Casten, Kathy Castor, Joaquin Castro, Liz Cheney, Judy Chu, David N. Cicilline, Katherine M. Clark, Yvette D. Clarke, Emanuel Cleaver, James E. Clyburn, Steve Cohen, Susan M. Collins, James Comer, Gerald E. Connolly, Christopher A. Coons, Jim Cooper, John Cornyn, J. Luis Correa, Catherine Cortez Masto, Jim Costa, Tom Cotton, Joe Courtney, Angie Craig, Kevin Cramer, Mike Crapo, Dan Crenshaw, Charlie Crist, Jason Crow, Henry Cuellar, John R. Curtis, Steve Daines, Sharice Davids, Danny K. Davis, Rodney Davis, Abigail Davis Spanberger, Mark DeSaulnier, Madeleine Dean, Peter A. Defazio, Diana Degette, Rosa L. Delauro, Suzan K. Delbene, Antonio Delgado, Theodore E. Deutch, Nanette Diaz Barragan, Debbie Dingell, Lloyd Doggett, Michael F. Doyle, Tammy Duckworth, Richard J. Durbin, Tom Emmer, Joni Ernst, Veronica Escobar, Anna G. Eshoo, Adriano Espaillat, Dwight Evans, Randy Feenstra, Dianne Feinstein, A. Drew Ferguson, Deb Fischer, Brian K. Fitzpatrick, Jeff Fortenberry, Bill Foster, Lois Frankel, Marcia L. Fudge, Mike Gallagher, Ruben Gallego, John Garamendi, Andrew R. Garbarino, Jesus G. Garcia, Sylvia R. Garcia, Kirsten E. Gillibrand, Jared F. Golden, Jimmy Gomez, Tony Gonzales, Anthony Gonzalez, Vicente Gonzalez, Josh Gottheimer, Lindsey Graham, Kay Granger, Chuck Grassley, Al Green, Raul M. Grijalva, Glenn Grothman, Brett Guthrie, Debra A. Haaland, Bill Hagerty, Josh Harder, Kamala Harris, Maggie Hassan, Alcee L. Hastings, Jahana Hayes, Martin Heinrich, Jaime Herrera Beutler, John Hickenlooper, Brian Higgins, J. French Hill, James A. Himes, Ashley Hinson, Mazie Hirono, John Hoeven, Trey Hollingsworth, Steven Horsford, Chrissy Houlahan, Steny H. Hoyer, Jared Huffman, Bill Huizenga, Gus M. Ilirakis, James Inhofe, Sheila Jackson Lee, Sara Jacobs, Pramila Jayapal, Hakeem S. Jeffries, Dusty Johnson, Henry C Johnson, Jr, Ron Johnson, Mondaire Jones, David P. Joyce, Kaiiali'i Kahele, Tim Kaine, Marcy Kapture, John Katko, William R. Keating, Mark Kelly, Ro Khanna, Daniel T. Kildee, Derek Kilmer, Andy Kim, Young Kim, Ron Kind, Angus S. King, Jr, Adam Kinzinger, Ann Kirkpatrick, Amy Klobuchar, Raja Krishnamoorthi, Ann M. Kuster, Darin LaHood, Conor Lamb, James R. Langevin, James Lankford, Rick Larsen, John B. Larson, Robert E. Latta, Jake Laturner, Brenda L. Lawrence, Al Lawson, Jr, Patrick Leahy, Barbara Lee, Mike Lee, Susie Lee, Teresa Leger Fernandez, Lizzie Letcher,</p>

		<p>Andy Levin, Mike Levin, Ted Lieu, Zoe Lofgren, Alan S. Lowenthal, Ben Lujan, Cynthia M. Lummis, Elaine G. Luria, Stephen F. Lynch, Nancy Mace, Tom Malinowski, Carolyn B. Maloney, Sean Patrick Maloney, Joe Manchin, III, Kathy E. Manning, Edward J. Markey, Thomas Massie, Doris O. Matsui, Lucy McBath, Michael T. McCaul, Tom McClintock, Betty McCollum, Mitch McConnell, A. Adonald McEachin, James P. McGovern, Patrick T. McHenry, David B. McKinley, Cathy McMorris Rodgers, Jerry McNerney, Gregory W. Meeks, Peter Meijer, Robert Menendez, Grace Meng, Jeff Merkley, Kweisi Mfume, Marianette Miller-Meeks, John R. Moolenaar, Blake D. Moore, Gwen Moore, Jerry Moran, Joseph D. Morelle, Seth Moulton, Frank J. Mrvan, Lisa Murkowski, Christopher Murphy, Stephanie N. Murphy, Patty Murray, Jerrold Nadler, Grace F. Napolitano, Richard E. Neal, Joe Neguse, Dan Newhouse, Marie Newman, Donald Norcross, Tom O'Halleran, Alexandria Ocasio-Cortez, Ilhan Omar, Jon Ossoff, Alex Padilla, Frank Pallone, Jr, Jimmy Panetta, Chris Pappas, Bill Pascrell, Jr, Rand Paul, Donald M. Payne, Jr, Nancy Pelosi, Michael Richard Pence, Ed Perlmutter, Gary C. Peters, Scott H. Peters, Dean Phillips, Chellie Pingree, Mark Pocan, Katie Porter, Rob Portman, Ayanna Pressley, David E. Price, Mike Quigley, Jamie Raskin, Jack Reed, Tom Reed, Kathleen M. Rice, James E. Risch, Mitt Romney, Jacky Rosen, Deborah K. Ross, Mike Rounds, Chip Roy, Lucille Roybal-Allard, Marco Rubio, Raul Ruiz, C.A. Dutch Ruppersberger, Bobby L. Rush, Tim Ryan, Linda T. Sanchez, Bernard Sanders, John P. Sarbanes, Ben Sasse, Mary Gay Scanlon, Janice D. Schakowsky, Brian Schatz, Adam B. Schiff, Bradley Scott Schneider, Kurt Schrader, Kim Schrier, Charles E. Schumer, Austin Scott, David Scott, Rick Scott, Robert C. Scott, Tim Scott, Terri A. Sewell, Jeanne Shaheen, Richard C. Shelby, Brad Sherman, Mikie Sherrill, Michael K. Simpson, Kyrsten Sinema, Albio Sires, Elissa Slotkin, Adam Smith, Christopher H. Smith, Tina Smith, Darren Soto, Victoria Spartz, Jackie Speier, Debbie Stabenow, Greg Stanton, Pete Stauber, Michelle Steel, Bryan Steil, Haley M. Stevens, Steve Stivers, Marilyn Strickland, Dan Sullivan, Thomas R. Suozzi, Eric Swalwell, Mark Takano, Van Taylor, Jon Tester, Bennie G. Thompson, Mike Thompson, John Thune, Thom Tillis, Dina Titus, Rashida Tlaib, Paul Tonko, Patrick J. Toomey, Norma J. Torres, Ritchie Torres, Lori Trahan, David J. Trone, Michael R. Turner, Lauren Underwood, Fred Upton, Hollen Van, Juan Vargas, Marc A. Veasey, Filemon Vela, Nydia M. Velazquez, Ann Wagner, Michael Waltz, Mark R. Warner, Raphael G. Warnock, Elizabeth Warren, Debbie Wasserman Schultz, Maxine Waters, Bonnie Watson Coleman, Peter Welch, Brad R. Wenstrup, Bruce Westerman, Jennifer Wexton, Sheldon Whitehouse, Roger F. Wicker, Susan Wild, Nikema Williams, Frederica S. Wilson, Steve Womack, Ron Wyden, John A. Yarmuth, Don Young, Todd Young are directed to E-File the <u>Notice of Removal and cover sheet</u> (found under Complaints and Other Initiating Documents) by the end of the business day. Filing Fee waived (USA) NOTE: The court will not have jurisdiction until the opening document is electronically filed and the filing fee paid in the CM/ECF system. (mh) (Entered: 08/05/2021)</p>
08/05/2021	<u>2</u>	<p>NOTICE OF REMOVAL from 2nd District Court Weber County, case number 210903303, No Filing Fee No Filing Fee filed by Debbie Wasserman Schultz, Donald S. Beyer, Yvette D. Clarke, Chip Roy, Henry Cuellar, Peter Welch, Jim Cooper, Carolyn B. Maloney, Jeanne Shaheen, Roger F. Wicker, Don Bacon, Judy Chu, Steven Horsford, Kathleen M. Rice, Adam B. Schiff, David P. Joyce, Eric Swalwell, Bobby L. Rush, Randy Feenstra, Donald Norcross, Lois Frankel,</p>

Benjamin L. Cardin, Betty McCollum, Steve Stivers, Jerry Moran, Ron Johnson, Stephen F. Lynch, James Lankford, Conor Lamb, Vicente Gonzalez, Charlie Crist, David E. Price, Larry Bucshon, Brett Guthrie, Chuck Grassley, Tom Emmer, Dina Titus, Mike Quigley, Mitch McConnell, Thomas Massie, Bill Pascrell, Jr, Sean Casten, Teresa Leger Fernandez, Cheri Bustos, Jennifer Wexton, Bill Huizenga, Antonio Delgado, Adam Smith, Joe Neguse, Tammy Baldwin, Ben Sasse, Nancy Mace, Abigail Davis Spanberger, Richard C. Shelby, Derek Kilmer, Austin Scott, Bradley Scott Schneider, Peter Meijer, Hakeem S. Jeffries, Rosa L. Delauro, Cynthia Axne, Theodore E. Deutch, Karen Bass, Raja Krishnamoorthi, Danny K. Davis, J. Luis Correa, Tom Cotton, Ruben Gallego, Grace F. Napolitano, Barbara Lee, James E. Risch, Steve Cohen, David B. McKinley, Maggie Hassan, Nydia M. Velazquez, Dan Sullivan, Brad Sherman, Adriano Espaillat, Haley M. Stevens, Bruce Westerman, Ann Wagner, Ben Lujan, Marianette Miller-Meeks, Mark E. Amodei, James Comer, Susan M. Collins, Kathy E. Manning, Albio Sires, Tony Gonzales, Dan Newhouse, Tina Smith, Joe Manchin, III, Christopher A. Coons, Bennie G. Thompson, Mike Lee, Jimmy Gomez, Van Taylor, Tim Ryan, Marco Rubio, Jamie Raskin, Richard J. Durbin, James P. McGovern, Lindsey Graham, Roy Blunt, Ed Case, Robert E. Latta, Seth Moulton, Raul Ruiz, Josh Gottheimer, Frank J. Mrvan, Mark Pocan, Ed Perlmutter, Jacky Rosen, Jesus G. Garcia, Steve Womack, Rick Larsen, Lucy McBath, Ritchie Torres, Kurt Schrader, Patty Murray, Mikie Sherrill, Cynthia M. Lummis, Michael R. Turner, Jaime Herrera Beutler, Bonnie Watson Coleman, G. K. Butterfield, Charles E. Schumer, Scott H. Peters, Jake Auchincloss, Sheldon Whitehouse, Julia Brownley, John Hickenlooper, Ashley Hinson, Bryan Steil, Jimmy Panetta, Susan Wild, Steny H. Hoyer, Jeff Merkley, Pete Stauber, Amy Klobuchar, Susie Lee, Richard Blumenthal, Tony Cardenas, Mike Levin, Brad R. Wenstrup, Jason Crow, Dianne Feinstein, Raphael G. Warnock, Gerald E. Connolly, John Hoeven, John R. Curtis, Stephanie N. Murphy, Al Lawson, Jr, John A. Yarmuth, John Cornyn, Marcia L. Fudge, Gwen Moore, Richard Burr, Alcee L. Hastings, Patrick J. Toomey, Jared Huffman, Kamala Harris, Maria Cantwell, Sharice Davids, Joseph Robinette Biden, Jr, Mark DeSaulnier, Adam Kinzinger, Ro Khanna, Al Green, Carolyn Bourdeaux, Nanette Diaz Barragan, Grace Meng, Mark R. Warner, Brendan F. Boyle, Tom O'Halleran, Chrissy Houlahan, Jake Laturner, Rick Scott, Colin Z. Allred, Earl Blumenauer, Victoria Spartz, Debra A. Haaland, James E. Clyburn, John Garamendi, Cathy McMorris Rodgers, Ted Lieu, John Katko, Rob Portman, Donald M. Payne, Jr, Lizzie Letcher, Darren Soto, Alex Padilla, Jeff Fortenberry, Lori Trahan, Chris Pappas, Lucille Roybal-Allard, Troy Balderson, Tom Malinowski, Mike Thompson, John Boozman, Jamaal Bowman, John Barrasso, Shelley Capito, Tim Kaine, Kyrsten Sinema, Dwight Evans, Michael Richard Pence, Andy Barr, Mike Braun, Andy Levin, Trey Hollingsworth, Sheila Jackson Lee, Steve Daines, Filemon Vela, Rashida Tlaib, Michael F. Doyle, Michael Waltz, Thom Tillis, Michael T. McCaul, Lisa Murkowski, Ann M. Kuster, Robert C. Scott, Deborah K. Ross, Kathy Castor, Nancy Pelosi, Alexandria Ocasio-Cortez, A. Adonald McEachin, Ron Wyden, Rand Paul, Jim Costa, Anna G. Eshoo, Andy Kim, Thomas R. Suozzi, Anthony Gonzalez, Kay Granger, Kaiali'i Kahele, John Thune, Suzan K. Delbene, Cori Bush, Mary Gay Scanlon, Alan S. Lowenthal, Robert Menendez, David N. Cicilline, Pramila Jayapal, Blake D. Moore, Mark Takano, A. Drew Ferguson, Darin Lahood, Brian Schatz, Todd Young, Alma S. Adams, Tom Reed, Ayanna Pressley, Ilhan Omar, Patrick Leahy, Liz Cheney, Angie Craig, Debbie Dingell, Sean Patrick Maloney, Doris

		<p>O. Matsui, Jon Tester, Elaine G. Luria, Paul Tonko, Dan Crenshaw, Tom McClintock, Fred Upton, Jared F. Golden, Zoe Lofgren, Sylvia R. Garcia, Tim Scott, Brian Higgins, Mike Rounds, Thomas R. Carper, Mark Kelly, Bill Cassidy, Joni Ernst, Elissa Slotkin, Rodney Davis, Dusty Johnson, Frederica S. Wilson, John R. Moolenaar, Eddie Bernice Johnson, Maxine Waters, Bill Hagerty, Ron Kind, Glenn Grothman, Michael K. Simpson, Kevin Cramer, Jerry McNerney, Deb Fischer, Linda T. Sanchez, Joaquin Castro, Joyce Beatty, James A. Himes, John P. Sarbanes, Mike Gallagher, Matt Cartwright, Jerrold Nadler, Henry C Johnson, Jr, John B. Larson, Jack Reed, Norma J. Torres, Gregory W. Meeks, Joe Courtney, Young Kim, Emanuel Cleaver, Mitt Romney, Terri A. Sewell, Kelly Armstrong, Angus S. King, Jr, J. French Hill, Raul M. Grijalva, Marcy Kapture, Brian K. Fitzpatrick, Michelle Steel, Kevin Brady, Dean Phillips, Bernard Sanders, Diana Degette, James Inhofe, Marilyn Strickland, Lloyd Doggett, Catherine Cortez Masto, Robert P. Casey, Jr, Anthony G. Brown, Juan Vargas, Mike Crapo, Bill Foster, Jackie Speier, Marie Newman, Ken Buck, Salud O. Carbajal, C.A. Dutch Ruppersberger, James R. Langevin, Vern Buchanan, Kweisi Mfume, Elizabeth Warren, Marc A. Veasey, Andre Carson, Mazie Hirono, Kirsten E. Gillibrand, Kim Schrier, Tammy Duckworth, Patrick T. McHenry, Nikema Williams, Katherine M. Clark, Joseph D. Morelle, Val Butler Demings, Gus M. Ilirakis, Gary C. Peters, Frank Pallone, Jr, Madeleine Dean, Ami Bera, Suzanne Bonamici, Ann Kirkpatrick, Michael F. Bennet, Brenda L. Lawrence, Martin Heinrich, Chellie Pingree, Greg Stanton, Josh Harder, Christopher Murphy, Edward J. Markey, Daniel T. Kildee, Veronica Escobar, Peter A. Defazio, Richard E. Neal, Sara Jacobs, Lauren Underwood, Jon Ossoff, William R. Keating, Christopher H. Smith, Janice D. Schakowsky, Jahana Hayes, Don Young, Mondaire Jones, David Scott, Hollen Van, Andrew R. Garbarino, Cory A. Booker, Katie Porter, Lisa Blunt Rochester, Marsha Blackburn, Pete Aguilar, Debbie Stabenow, Sanford D. Bishop, Jr, David J. Trone, Sherrod Brown. (Attachments: # <u>1</u> Exhibit State Court Complaint & Summons served on US Attorney's Office, # <u>2</u> Civil Cover Sheet na) Assigned to Magistrate Judge Cecilia M. Romero (Mangum, John) (Entered: 08/05/2021)</p>
08/05/2021	<u>3</u>	<p>MOTION to Dismiss for Lack of Jurisdiction and Memorandum in Support filed by Defendants Alma S. Adams, Pete Aguilar, Colin Z. Allred, Mark E. Amodei, Kelly Armstrong, Jake Auchincloss, Cynthia Axne, Don Bacon, Troy Balderson, Tammy Baldwin, Andy Barr, John Barrasso, Karen Bass, Joyce Beatty, Michael F. Bennet, Ami Bera, Eddie Bernice Johnson, Donald S. Beyer, Joseph Robinette Biden, Jr, Sanford D. Bishop, Jr, Marsha Blackburn, Earl Blumenauer, Richard Blumenthal, Roy Blunt, Lisa Blunt Rochester, Suzanne Bonamici, Cory A. Booker, John Boozman, Carolyn Bourdeaux, Jamaal Bowman, Brendan F. Boyle, Kevin Brady, Mike Braun, Anthony G. Brown, Sherrod Brown, Julia Brownley, Vern Buchanan, Ken Buck, Larry Bucshon, Richard Burr, Cori Bush, Cheri Bustos, Val Butler Demings, G. K. Butterfield, Maria Cantwell, Shelley Capito, Salud O. Carbajal, Tony Cardenas, Benjamin L. Cardin, Thomas R. Carper, Andre Carson, Matt Cartwright, Ed Case, Robert P. Casey, Jr, Bill Cassidy, Sean Casten, Kathy Castor, Joaquin Castro, Liz Cheney, Judy Chu, David N. Cicilline, Katherine M. Clark, Yvette D. Clarke, Emanuel Cleaver, James E. Clyburn, Steve Cohen, Susan M. Collins, James Comer, Gerald E. Connolly, Christopher A. Coons, Jim Cooper, John Cornyn, J. Luis Correa, Catherine Cortez Masto, Jim Costa, Tom Cotton, Joe Courtney, Angie Craig, Kevin Cramer, Mike Crapo, Dan Crenshaw, Charlie Crist, Jason</p>

Crow, Henry Cuellar, John R. Curtis, Steve Daines, Sharice Davids, Danny K. Davis, Rodney Davis, Abigail Davis Spanberger, Mark DeSaulnier, Madeleine Dean, Peter A. Defazio, Diana Degette, Rosa L. Delauro, Suzan K. Delbene, Antonio Delgado, Theodore E. Deutch, Nanette Diaz Barragan, Debbie Dingell, Lloyd Doggett, Michael F. Doyle, Tammy Duckworth, Richard J. Durbin, Tom Emmer, Joni Ernst, Veronica Escobar, Anna G. Eshoo, Adriano Espaillat, Dwight Evans, Randy Feenstra, Dianne Feinstein, A. Drew Ferguson, Deb Fischer, Brian K. Fitzpatrick, Jeff Fortenberry, Bill Foster, Lois Frankel, Marcia L. Fudge, Mike Gallagher, Ruben Gallego, John Garamendi, Andrew R. Garbarino, Jesus G. Garcia, Sylvia R. Garcia, Kirsten E. Gillibrand, Jared F. Golden, Jimmy Gomez, Tony Gonzales, Anthony Gonzalez, Vicente Gonzalez, Josh Gottheimer, Lindsey Graham, Kay Granger, Chuck Grassley, Al Green, Raul M. Grijalva, Glenn Grothman, Brett Guthrie, Debra A. Haaland, Bill Hagerty, Josh Harder, Kamala Harris, Maggie Hassan, Alcee L. Hastings, Jahana Hayes, Martin Heinrich, Jaime Herrera Beutler, John Hickenlooper, Brian Higgins, J. French Hill, James A. Himes, Ashley Hinson, Mazie Hirono, John Hoeven, Trey Hollingsworth, Steven Horsford, Chrissy Houlahan, Steny H. Hoyer, Jared Huffman, Bill Huizenga, Gus M. Ilirakis, James Inhofe, Sheila Jackson Lee, Sara Jacobs, Pramila Jayapal, Hakeem S. Jeffries, Dusty Johnson, Henry C. Johnson, Jr, Ron Johnson, Mondaire Jones, David P. Joyce, Kaiiali'i Kahele, Tim Kaine, Marcy Kapture, John Katko, William R. Keating, Mark Kelly, Ro Khanna, Daniel T. Kildee, Derek Kilmer, Andy Kim, Young Kim, Ron Kind, Angus S. King, Jr, Adam Kinzinger, Ann Kirkpatrick, Amy Klobuchar, Raja Krishnamoorthi, Ann M. Kuster, Darin LaHood, Conor Lamb, James R. Langevin, James Lankford, Rick Larsen, John B. Larson, Robert E. Latta, Jake Laturner, Brenda L. Lawrence, Al Lawson, Jr, Patrick Leahy, Barbara Lee, Mike Lee, Susie Lee, Teresa Leger Fernandez, Lizzie Letcher, Andy Levin, Mike Levin, Ted Lieu, Zoe Lofgren, Alan S. Lowenthal, Ben Lujan, Cynthia M. Lummis, Elaine G. Luria, Stephen F. Lynch, Nancy Mace, Tom Malinowski, Carolyn B. Maloney, Sean Patrick Maloney, Joe Manchin, III, Kathy E. Manning, Edward J. Markey, Thomas Massie, Doris O. Matsui, Lucy McBath, Michael T. McCaul, Tom McClintock, Betty McCollum, Mitch McConnell, A. Donald McEachin, James P. McGovern, Patrick T. McHenry, David B. McKinley, Cathy McMorris Rodgers, Jerry McNerney, Gregory W. Meeks, Peter Meijer, Robert Menendez, Grace Meng, Jeff Merkley, Kweisi Mfume, Marianette Miller-Meeks, John R. Moolenaar, Blake D. Moore, Gwen Moore, Jerry Moran, Joseph D. Morelle, Seth Moulton, Frank J. Mrvan, Lisa Murkowski, Christopher Murphy, Stephanie N. Murphy, Patty Murray, Jerrold Nadler, Grace F. Napolitano, Richard E. Neal, Joe Neguse, Dan Newhouse, Marie Newman, Donald Norcross, Tom O'Halleran, Alexandria Ocasio-Cortez, Ilhan Omar, Jon Ossoff, Alex Padilla, Frank Pallone, Jr, Jimmy Panetta, Chris Pappas, Bill Pascrell, Jr, Rand Paul, Donald M. Payne, Jr, Nancy Pelosi, Michael Richard Pence, Ed Perlmutter, Gary C. Peters, Scott H. Peters, Dean Phillips, Chellie Pingree, Mark Pocan, Katie Porter, Rob Portman, Ayanna Pressley, David E. Price, Mike Quigley, Jamie Raskin, Jack Reed, Tom Reed, Kathleen M. Rice, James E. Risch, Mitt Romney, Jacky Rosen, Deborah K. Ross, Mike Rounds, Chip Roy, Lucille Roybal-Allard, Marco Rubio, Raul Ruiz, C.A. Dutch Ruppersberger, Bobby L. Rush, Tim Ryan, Linda T. Sanchez, Bernard Sanders, John P. Sarbanes, Ben Sasse, Mary Gay Scanlon, Janice D. Schakowsky, Brian Schatz, Adam B. Schiff, Bradley Scott Schneider, Kurt Schrader, Kim Schrier, Charles E. Schumer, Austin Scott, David Scott, Rick Scott, Robert C. Scott, Tim Scott, Terri A. Sewell, Jeanne Shaheen, Richard C.

		<p>Shelby, Brad Sherman, Mikie Sherrill, Michael K. Simpson, Kyrsten Sinema, Albio Sires, Elissa Slotkin, Adam Smith, Christopher H. Smith, Tina Smith, Darren Soto, Victoria Spartz, Jackie Speier, Debbie Stabenow, Greg Stanton, Pete Stauber, Michelle Steel, Bryan Steil, Haley M. Stevens, Steve Stivers, Marilyn Strickland, Dan Sullivan, Thomas R. Suozzi, Eric Swalwell, Mark Takano, Van Taylor, Jon Tester, Bennie G. Thompson, Mike Thompson, John Thune, Thom Tillis, Dina Titus, Rashida Tlaib, Paul Tonko, Patrick J. Toomey, Norma J. Torres, Ritchie Torres, Lori Trahan, David J. Trone, Michael R. Turner, Lauren Underwood, Fred Upton, Hollen Van, Juan Vargas, Marc A. Veasey, Filemon Vela, Nydia M. Velazquez, Ann Wagner, Michael Waltz, Mark R. Warner, Raphael G. Warnock, Elizabeth Warren, Debbie Wasserman Schultz, Maxine Waters, Bonnie Watson Coleman, Peter Welch, Brad R. Wenstrup, Bruce Westerman, Jennifer Wexton, Sheldon Whitehouse, Roger F. Wicker, Susan Wild, Nikema Williams, Frederica S. Wilson, Steve Womack, Ron Wyden, John A. Yarmuth, Don Young, Todd Young. (Mangum, John) (Entered: 08/05/2021)</p>
08/06/2021	4	<p>NOTICE – This case is assigned to a magistrate judge. To consent or request reassignment, use <u>the form on this link</u> or use the included form for non-efilers and send it to consents@utd.uscourts.gov within 14 days or mail to the court with <i>Attention: Consent Clerk</i> on the envelope. Notice e-mailed or mailed to Defendants Alma S. Adams, Pete Aguilar, Colin Z. Allred, Mark E. Amodei, Kelly Armstrong, Jake Auchincloss, Cynthia Axne, Don Bacon, Troy Balderson, Tammy Baldwin, Andy Barr, John Barrasso, Karen Bass, Joyce Beatty, Michael F. Bennet, Ami Bera, Eddie Bernice Johnson, Donald S. Beyer, Joseph Robinette Biden, Jr, Sandford D. Bishop, Jr, Marsha Blackburn, Earl Blumenauer, Richard Blumenthal, Roy Blunt, Lisa Blunt Rochester, Suzanne Bonamici, Cory A. Booker, John Boozman, Carolyn Bourdeaux, Jamaal Bowman, Brendan F. Boyle, Kevin Brady, Mike Braun, Anthony G. Brown, Sherrod Brown, Julia Brownley, Vern Buchanan, Ken Buck, Larry Bucshon, Richard Burr, Cori Bush, Cheri Bustos, Val Butler Demings, G. K. Butterfield, Maria Cantwell, Shelley Capito, Salud O. Carbajal, Tony Cardenas, Benjamin L. Cardin, Thomas R. Carper, Andre Carson, Matt Cartwright, Ed Case, Robert P. Casey, Jr, Bill Cassidy, Sean Casten, Kathy Castor, Joaquin Castro, Liz Cheney, Judy Chu, David N. Cicilline, Katherine M. Clark, Yvette D. Clarke, Emanuel Cleaver, James E. Clyburn, Steve Cohen, Susan M. Collins, James Comer, Gerald E. Connolly, Christopher A. Coons, Jim Cooper, John Cornyn, J. Luis Correa, Catherine Cortez Masto, Jim Costa, Tom Cotton, Joe Courtney, Angie Craig, Kevin Cramer, Mike Crapo, Dan Crenshaw, Charlie Crist, Jason Crow, Henry Cuellar, John R. Curtis, Steve Daines, Sharice Davids, Danny K. Davis, Rodney Davis, Abigail Davis Spanberger, Mark DeSaulnier, Madeleine Dean, Peter A. Defazio, Diana Degette, Rosa L. Delauro, Suzan K. Delbene, Antonio Delgado, Theodore E. Deutch, Nanette Diaz Barragan, Debbie Dingell, Lloyd Doggett, Michael F. Doyle, Tammy Duckworth, Richard J. Durbin, Tom Emmer, Joni Ernst, Veronica Escobar, Anna G. Eshoo, Adriano Espaillat, Dwight Evans, Randy Feenstra, Dianne Feinstein, A. Drew Ferguson, Deb Fischer, Brian K. Fitzpatrick, Jeff Fortenberry, Bill Foster, Lois Frankel, Marcia L. Fudge, Mike Gallagher, Ruben Gallego, John Garamendi, Andrew R. Garbarino, Jesus G. Garcia, Sylvia R. Garcia, Kirsten E. Gillibrand, Jared F. Golden, Jimmy Gomez, Tony Gonzales, Anthony Gonzalez, Vicente Gonzalez, Josh</p>

Gottheimer, Lindsey Graham, Kay Granger, Chuck Grassley, Al Green, Raul M. Grijalva, Glenn Grothman, Brett Guthrie, Debra A. Haaland, Bill Hagerty, Josh Harder, Kamala Harris, Maggie Hassan, Alcee L. Hastings, Jahana Hayes, Martin Heinrich, Jaime Herrera Beutler, John Hickenlooper, Brian Higgins, J. French Hill, James A. Himes, Ashley Hinson, Mazie Hirono, John Hoeven, Trey Hollingsworth, Steven Horsford, Chrissy Houlahan, Steny H. Hoyer, Jared Huffman, Bill Huizenga, Gus M. Ilirakis, James Inhofe, Sheila Jackson Lee, Sara Jacobs, Pramila Jayapal, Hakeem S. Jeffries, Dusty Johnson, Henry C. Johnson, Jr, Ron Johnson, Mondaire Jones, David P. Joyce, Kaiiali'i Kahele, Tim Kaine, Marcy Kapture, John Katko, William R. Keating, Mark Kelly, Ro Khanna, Daniel T. Kildee, Derek Kilmer, Andy Kim, Young Kim, Ron Kind, Angus S. King, Jr, Adam Kinzinger, Ann Kirkpatrick, Amy Klobuchar, Raja Krishnamoorthi, Ann M. Kuster, Darin LaHood, Conor Lamb, James R. Langevin, James Lankford, Rick Larsen, John B. Larson, Robert E. Latta, Jake Laturner, Brenda L. Lawrence, Al Lawson, Jr, Patrick Leahy, Barbara Lee, Mike Lee, Susie Lee, Teresa Leger Fernandez, Lizzie Letcher, Andy Levin, Mike Levin, Ted Lieu, Zoe Lofgren, Alan S. Lowenthal, Ben Lujan, Cynthia M. Lummis, Elaine G. Luria, Stephen F. Lynch, Nancy Mace, Tom Malinowski, Carolyn B. Maloney, Sean Patrick Maloney, Joe Manchin, III, Kathy E. Manning, Edward J. Markey, Thomas Massie, Doris O. Matsui, Lucy McBath, Michael T. McCaul, Tom McClintock, Betty McCollum, Mitch McConnell, A. Adonald McEachin, James P. McGovern, Patrick T. McHenry, David B. McKinley, Cathy McMorris Rodgers, Jerry McNerney, Gregory W. Meeks, Peter Meijer, Robert Menendez, Grace Meng, Jeff Merkley, Kweisi Mfume, Marianette Miller-Meeks, John R. Moolenaar, Blake D. Moore, Gwen Moore, Jerry Moran, Joseph D. Morelle, Seth Moulton, Frank J. Mrvan, Lisa Murkowski, Christopher Murphy, Stephanie N. Murphy, Patty Murray, Jerrold Nadler, Grace F. Napolitano, Richard E. Neal, Joe Neguse, Dan Newhouse, Marie Newman, Donald Norcross, Tom O'Halleran, Alexandria Ocasio-Cortez, Ilhan Omar, Jon Ossoff, Alex Padilla, Frank Pallone, Jr, Jimmy Panetta, Chris Pappas, Bill Pascrell, Jr, Rand Paul, Donald M. Payne, Jr, Nancy Pelosi, Michael Richard Pence, Ed Perlmutter, Gary C. Peters, Scott H. Peters, Dean Phillips, Chellie Pingree, Mark Pocan, Katie Porter, Rob Portman, Ayanna Pressley, David E. Price, Mike Quigley, Jamie Raskin, Jack Reed, Tom Reed, Kathleen M. Rice, James E. Risch, Mitt Romney, Jacky Rosen, Deborah K. Ross, Mike Rounds, Chip Roy, Lucille Roybal-Allard, Marco Rubio, Raul Ruiz, C.A. Dutch Ruppersberger, Bobby L. Rush, Tim Ryan, Linda T. Sanchez, Bernard Sanders, John P. Sarbanes, Ben Sasse, Mary Gay Scanlon, Janice D. Schakowsky, Brian Schatz, Adam B. Schiff, Bradley Scott Schneider, Kurt Schrader, Kim Schrier, Charles E. Schumer, Austin Scott, David Scott, Rick Scott, Robert C. Scott, Tim Scott, Terri A. Sewell, Jeanne Shaheen, Richard C. Shelby, Brad Sherman, Mikie Sherrill, Michael K. Simpson, Kyrsten Sinema, Albio Sires, Elissa Slotkin, Adam Smith, Christopher H. Smith, Tina Smith, Darren Soto, Victoria Spartz, Jackie Speier, Debbie Stabenow, Greg Stanton, Pete Stauber, Michelle Steel, Bryan Steil, Haley M. Stevens, Steve Stivers, Marilyn Strickland, Dan Sullivan, Thomas R. Suozzi, Eric Swalwell, Mark Takano, Van Taylor, Jon Tester, Bennie G. Thompson, Mike Thompson, John Thune, Thom Tillis, Dina Titus, Rashida Tlaib, Paul Tonko, Patrick J. Toomey, Norma J. Torres, Ritchie Torres, Lori Trahan, David J. Trone, Michael R. Turner, Lauren Underwood, Fred Upton, Hollen Van, Juan Vargas, Marc A. Veasey, Filemon Vela, Nydia M. Velazquez, Ann Wagner, Michael Waltz, Mark R. Warner, Raphael G. Warnock, Elizabeth Warren, Debbie Wasserman

		Schultz, Maxine Waters, Bonnie Watson Coleman, Peter Welch, Brad R. Wenstrup, Bruce Westerman, Jennifer Wexton, Sheldon Whitehouse, Roger F. Wicker, Susan Wild, Nikema Williams, Frederica S. Wilson, Steve Womack, Ron Wyden, John A. Yarmuth, Don Young, Todd Young, Plaintiff Raland J. Brunson. Form due by 8/22/2021. (alf) (Entered: 08/06/2021)
08/09/2021	<u>5</u>	MOTION to Remand to State Court State Court – 2nd District Davis County filed by Plaintiff Raland J. Brunson. (alf) (Entered: 08/09/2021)
08/09/2021	<u>6</u>	File downloaded from 2nd Distict Court, Davis County consisting of All State Court Documents with the exception of multiple Summons(es). Will be downloaded only at request of chambers. (Attachments: # <u>1</u> Complaint, # <u>2</u> Proposed Order Service Process, # <u>3</u> Emergency Ex Parte, # <u>4</u> Proposed Order Service Process, # <u>5</u> Return of Service Biden, # <u>6</u> Return of Service Pelosi, # <u>7</u> Return of Service Harris, # <u>8</u> Notice of Removal, # <u>9</u> Copy of Notice of Removal, # <u>10</u> Emergency Ex Parte to Stop Removal, # <u>11</u> Propose Order to stop Removal, # <u>12</u> Order not signed stop removal) (alf) (Entered: 08/09/2021)
08/11/2021	7	DOCKET TEXT ORDER FOR CASE TO BE REASSIGNED. Based upon the procedural posture of this case, the pending <u>5</u> Motion to Remand and the need to decide this motion in a judicious and timely manner, the undersigned orders that this case be reassigned to a district judge through random reassignment. No attached document. Signed by Magistrate Judge Cecilia M. Romero on 08/11/2021. (jfm) (Entered: 08/11/2021)
08/11/2021	8	Case Reassigned to District Judge per Docket Text Order 7 . Case randomly assigned to Judge David Barlow. Magistrate Judge Cecilia M. Romero no longer assigned to the case. (alf) (Entered: 08/11/2021)
08/11/2021	2	ORDER OF RECUSAL Judge David Barlow recused. Case reassigned to Judge Bruce S. Jenkins for all further proceedings. Signed by Judge David Barlow on 08/11/2021. (jl) (Entered: 08/11/2021)
08/19/2021	<u>10</u>	MOTION for an order on Agreement for extension of time filed by Plaintiff Raland J. Brunson. (No order attached) (kpf) (Entered: 08/19/2021)
08/23/2021	<u>11</u>	MEMORANDUM in Opposition re <u>5</u> MOTION to Remand to State Court State Court – 2nd District Davis County filed by Defendants Alma S. Adams, Pete Aguilar, Colin Z. Allred, Mark E. Amodei, Kelly Armstrong, Jake Auchincloss, Cynthia Axne, Don Bacon, Troy Balderson, Tammy Baldwin, Andy Barr, John Barrasso, Karen Bass, Joyce Beatty, Michael F. Bennet, Ami Bera, Eddie Bernice Johnson, Donald S. Beyer, Joseph Robinette Biden, Jr, Sanford D. Bishop, Jr, Marsha Blackburn, Earl Blumenauer, Richard Blumenthal, Roy Blunt, Lisa Blunt Rochester, Suzanne Bonamici, Cory A. Booker, John Boozman, Carolyn Bourdeaux, Jamaal Bowman, Brendan F. Boyle, Kevin Brady, Mike Braun, Anthony G. Brown, Sherrod Brown, Julia Brownley, Vern Buchanan, Ken Buck, Larry Bucshon, Richard Burr, Cori Bush, Cheri Bustos, Val Butler Demings, G. K. Butterfield, Maria Cantwell, Shelley Capito, Salud O. Carbajal, Tony Cardenas, Benjamin L. Cardin, Thomas R. Carper, Andre Carson, Matt Cartwright, Ed Case, Robert P. Casey, Jr, Bill Cassidy, Sean Casten, Kathy Castor, Joaquin Castro, Liz Cheney, Judy Chu, David N. Cicilline, Katherine M. Clark, Yvette D. Clarke, Emanuel Cleaver, James E. Clyburn, Steve Cohen, Susan M. Collins, James Comer, Gerald E. Connolly, Christopher A. Coons, Jim Cooper, John Cornyn, J. Luis Correa, Catherine

Cortez Masto, Jim Costa, Tom Cotton, Joe Courtney, Angie Craig, Kevin Cramer, Mike Crapo, Dan Crenshaw, Charlie Crist, Jason Crow, Henry Cuellar, John R. Curtis, Steve Daines, Sharice Davids, Danny K. Davis, Rodney Davis, Abigail Davis Spanberger, Mark DeSaulnier, Madeleine Dean, Peter A. Defazio, Diana Degette, Rosa L. Delauro, Suzan K. Delbene, Antonio Delgado, Theodore E. Deutch, Nanette Diaz Barragan, Debbie Dingell, Lloyd Doggett, Michael F. Doyle, Tammy Duckworth, Richard J. Durbin, Tom Emmer, Joni Ernst, Veronica Escobar, Anna G. Eshoo, Adriano Espaillat, Dwight Evans, Randy Feenstra, Dianne Feinstein, A. Drew Ferguson, Deb Fischer, Brian K. Fitzpatrick, Jeff Fortenberry, Bill Foster, Lois Frankel, Marcia L. Fudge, Mike Gallagher, Ruben Gallego, John Garamendi, Andrew R. Garbarino, Jesus G. Garcia, Sylvia R. Garcia, Kirsten E. Gillibrand, Jared F. Golden, Jimmy Gomez, Tony Gonzales, Anthony Gonzalez, Vicente Gonzalez, Josh Gottheimer, Lindsey Graham, Kay Granger, Chuck Grassley, Al Green, Raul M. Grijalva, Glenn Grothman, Brett Guthrie, Debra A. Haaland, Bill Hagerty, Josh Harder, Kamala Harris, Maggie Hassan, Alcee L. Hastings, Jahana Hayes, Martin Heinrich, Jaime Herrera Beutler, John Hickenlooper, Brian Higgins, J. French Hill, James A. Himes, Ashley Hinson, Mazie Hirono, John Hoeven, Trey Hollingsworth, Steven Horsford, Chrissy Houlahan, Steny H. Hoyer, Jared Huffman, Bill Huizenga, Gus M. Ilirakis, James Inhofe, Sheila Jackson Lee, Sara Jacobs, Pramila Jayapal, Hakeem S. Jeffries, Dusty Johnson, Henry C. Johnson, Jr, Ron Johnson, Mondaire Jones, David P. Joyce, Kaiali'i Kahele, Tim Kaine, Marcy Kapture, John Katko, William R. Keating, Mark Kelly, Ro Khanna, Daniel T. Kildee, Derek Kilmer, Andy Kim, Young Kim, Ron Kind, Angus S. King, Jr, Adam Kinzinger, Ann Kirkpatrick, Amy Klobuchar, Raja Krishnamoorthi, Ann M. Kuster, Darin LaHood, Conor Lamb, James R. Langevin, James Lankford, Rick Larsen, John B. Larson, Robert E. Latta, Jake Laturner, Brenda L. Lawrence, Al Lawson, Jr, Patrick Leahy, Barbara Lee, Mike Lee, Susie Lee, Teresa Leger Fernandez, Lizzie Letcher, Andy Levin, Mike Levin, Ted Lieu, Zoe Lofgren, Alan S. Lowenthal, Ben Lujan, Cynthia M. Lummis, Elaine G. Luria, Stephen F. Lynch, Nancy Mace, Tom Malinowski, Carolyn B. Maloney, Sean Patrick Maloney, Joe Manchin, III, Kathy E. Manning, Edward J. Markey, Thomas Massie, Doris O. Matsui, Lucy McBath, Michael T. McCaul, Tom McClintock, Betty McCollum, Mitch McConnell, A. Adonald McEachin, James P. McGovern, Patrick T. McHenry, David B. McKinley, Cathy McMorris Rodgers, Jerry McNeerney, Gregory W. Meeks, Peter Meijer, Robert Menendez, Grace Meng, Jeff Merkley, Kweisi Mfume, Marianette Miller-Meeks, John R. Moolenaar, Blake D. Moore, Gwen Moore, Jerry Moran, Joseph D. Morelle, Seth Moulton, Frank J. Mrvan, Lisa Murkowski, Christopher Murphy, Stephanie N. Murphy, Patty Murray, Jerrold Nadler, Grace F. Napolitano, Richard E. Neal, Joe Neguse, Dan Newhouse, Marie Newman, Donald Norcross, Tom O'Halleran, Alexandria Ocasio-Cortez, Ilhan Omar, Jon Ossoff, Alex Padilla, Frank Pallone, Jr, Jimmy Panetta, Chris Pappas, Bill Pascrell, Jr, Rand Paul, Donald M. Payne, Jr, Nancy Pelosi, Michael Richard Pence, Ed Perlmutter, Gary C. Peters, Scott H. Peters, Dean Phillips, Chellie Pingree, Mark Pocan, Katie Porter, Rob Portman, Ayanna Pressley, David E. Price, Mike Quigley, Jamie Raskin, Jack Reed, Tom Reed, Kathleen M. Rice, James E. Risch, Mitt Romney, Jacky Rosen, Deborah K. Ross, Mike Rounds, Chip Roy, Lucille Roybal-Allard, Marco Rubio, Raul Ruiz, C.A. Dutch Ruppersberger, Bobby L. Rush, Tim Ryan, Linda T. Sanchez, Bernard Sanders, John P. Sarbanes, Ben Sasse, Mary Gay Scanlon, Janice D. Schakowsky, Brian Schatz, Adam B. Schiff, Bradley Scott Schneider, Kurt

		<p>Schrader, Kim Schrier, Charles E. Schumer, Austin Scott, David Scott, Rick Scott, Robert C. Scott, Tim Scott, Terri A. Sewell, Jeanne Shaheen, Richard C. Shelby, Brad Sherman, Mikie Sherrill, Michael K. Simpson, Kyrsten Sinema, Albio Sires, Elissa Slotkin, Adam Smith, Christopher H. Smith, Tina Smith, Darren Soto, Victoria Spartz, Jackie Speier, Debbie Stabenow, Greg Stanton, Pete Stauber, Michelle Steel, Bryan Steil, Haley M. Stevens, Steve Stivers, Marilyn Strickland, Dan Sullivan, Thomas R. Suozzi, Eric Swalwell, Mark Takano, Van Taylor, Jon Tester, Bennie G. Thompson, Mike Thompson, John Thune, Thom Tillis, Dina Titus, Rashida Tlaib, Paul Tonko, Patrick J. Toomey, Norma J. Torres, Ritchie Torres, Lori Trahan, David J. Trone, Michael R. Turner, Lauren Underwood, Fred Upton, Hollen Van, Juan Vargas, Marc A. Veasey, Filemon Vela, Nydia M. Velazquez, Ann Wagner, Michael Waltz, Mark R. Warner, Raphael G. Warnock, Elizabeth Warren, Debbie Wasserman Schultz, Maxine Waters, Bonnie Watson Coleman, Peter Welch, Brad R. Wenstrup, Bruce Westerman, Jennifer Wexton, Sheldon Whitehouse, Roger F. Wicker, Susan Wild, Nikema Williams, Frederica S. Wilson, Steve Womack, Ron Wyden, John A. Yarmuth, Don Young, Todd Young. (Mangum, John) (Entered: 08/23/2021)</p>
08/30/2021	<u>12</u>	<p>REPLY to Response to Motion re <u>5</u> MOTION to Remand to State Court State Court – 2nd District Davis County filed by Plaintiff Raland J. Brunson. (kpf) (Entered: 08/30/2021)</p>
08/30/2021	<u>13</u>	<p>REQUEST to Submit for Decision re <u>5</u> MOTION to Remand to State Court State Court – 2nd District Davis County filed by Plaintiff Raland J. Brunson. (kpf) (Entered: 08/30/2021)</p>
08/31/2021	<u>14</u>	<p>ORDER OF RECUSAL Judge Bruce S. Jenkins recused. Case reassigned to Judge Jill N. Parrish for all further proceedings Signed by Judge Bruce S. Jenkins on 08/31/2021. (kpf) (Entered: 08/31/2021)</p>
08/31/2021	<u>15</u>	<p>NOTICE of Email Filing and Notification Form by Raland J. Brunson. (alf) (Entered: 08/31/2021)</p>
09/02/2021	16	<p>ORDER REFERRING CASE to Magistrate Judge Jared C. Bennett under 28:636 (b)(1)(B), Magistrate to handle case up to and including R&R on all dispositive matters. No attached document. Motions referred to Jared C. Bennett. Signed by Judge Jill N. Parrish on 9/2/21. (ss) (Entered: 09/02/2021)</p>
09/07/2021	<u>17</u>	<p>ORDER granting <u>10</u> Motion for extension of time to respond to Motion to Dismiss. The time for Plaintiff to file a response to Defendant's Motion to Dismiss no. <u>3</u> is hereby stayed until the court enters an order ruling on Plaintiff's Motion to Remand <u>5</u>. At that time, the stay will automatically be lifted, and Plaintiff shall have 28 days to file a memorandum opposing Defendants' Motion to Dismiss. Signed by Magistrate Judge Jared C. Bennett on 09/07/2021. (kpf) (Entered: 09/07/2021)</p>
10/19/2021	<u>18</u>	<p>REPORT AND RECOMMENDATIONS that <u>5</u> MOTION to Remand to State Court State Court – 2nd District Davis County filed by Raland J. Brunson be denied. The parties must file any objection to this Report and Recommendation within 14 days after being served with a copy of it. Signed by Magistrate Judge Jared C. Bennett on 10/19/21. (alf) (Entered: 10/19/2021)</p>
11/18/2021	<u>19</u>	<p>ORDER ADOPTING REPORT AND RECOMMENDATIONS denying <u>5</u> Motion to Remand to State Court; adopting Report and Recommendations re <u>18</u></p>

		Report and Recommendations. Signed by Judge Jill N. Parrish on 11/18/2021. (reb) (Entered: 11/18/2021)
12/13/2021	<u>20</u>	MEMORANDUM in Opposition re <u>3</u> MOTION to Dismiss for Lack of Jurisdiction and Memorandum in Support filed by Plaintiff Raland J. Brunson. (alf) (Entered: 12/13/2021)
12/23/2021	<u>21</u>	Defendant's REPLY to Response to Motion re <u>3</u> MOTION to Dismiss for Lack of Jurisdiction and Memorandum in Support filed by Defendants Alma S. Adams, Pete Aguilar, Colin Z. Allred, Mark E. Amodei, Kelly Armstrong, Jake Auchincloss, Cynthia Axne, Don Bacon, Troy Balderson, Tammy Baldwin, Andy Barr, John Barrasso, Karen Bass, Joyce Beatty, Michael F. Bennet, Ami Bera, Eddie Bernice Johnson, Donald S. Beyer, Joseph Robinette Biden, Jr, Sandford D. Bishop, Jr, Marsha Blackburn, Earl Blumenauer, Richard Blumenthal, Roy Blunt, Lisa Blunt Rochester, Suzanne Bonamici, Cory A. Booker, John Boozman, Carolyn Bourdeaux, Jamaal Bowman, Brendan F. Boyle, Kevin Brady, Mike Braun, Anthony G. Brown, Sherrod Brown, Julia Brownley, Vern Buchanan, Ken Buck, Larry Bucshon, Richard Burr, Cori Bush, Cheri Bustos, Val Butler Demings, G. K. Butterfield, Maria Cantwell, Shelley Capito, Salud O. Carbajal, Tony Cardenas, Benjamin L. Cardin, Thomas R. Carper, Andre Carson, Matt Cartwright, Ed Case, Robert P. Casey, Jr, Bill Cassidy, Sean Casten, Kathy Castor, Joaquin Castro, Liz Cheney, Judy Chu, David N. Cicilline, Katherine M. Clark, Yvette D. Clarke, Emanuel Cleaver, James E. Clyburn, Steve Cohen, Susan M. Collins, James Comer, Gerald E. Connolly, Christopher A. Coons, Jim Cooper, John Cornyn, J. Luis Correa, Catherine Cortez Masto, Jim Costa, Tom Cotton, Joe Courtney, Angie Craig, Kevin Cramer, Mike Crapo, Dan Crenshaw, Charlie Crist, Jason Crow, Henry Cuellar, John R. Curtis, Steve Daines, Sharice Davids, Danny K. Davis, Rodney Davis, Abigail Davis Spanberger, Mark DeSaulnier, Madeleine Dean, Peter A. Defazio, Diana Degette, Rosa L. Delauro, Suzan K. Delbene, Antonio Delgado, Theodore E. Deutch, Nanette Diaz Barragan, Debbie Dingell, Lloyd Doggett, Michael F. Doyle, Tammy Duckworth, Richard J. Durbin, Tom Emmer, Joni Ernst, Veronica Escobar, Anna G. Eshoo, Adriano Espaillat, Dwight Evans, Randy Feenstra, Dianne Feinstein, A. Drew Ferguson, Deb Fischer, Brian K. Fitzpatrick, Jeff Fortenberry, Bill Foster, Lois Frankel, Marcia L. Fudge, Mike Gallagher, Ruben Gallego, John Garamendi, Andrew R. Garbarino, Jesus G. Garcia, Sylvia R. Garcia, Kirsten E. Gillibrand, Jared F. Golden, Jimmy Gomez, Tony Gonzales, Anthony Gonzalez, Vicente Gonzalez, Josh Gottheimer, Lindsey Graham, Kay Granger, Chuck Grassley, Al Green, Raul M. Grijalva, Glenn Grothman, Brett Guthrie, Debra A. Haaland, Bill Hagerty, Josh Harder, Kamala Harris, Maggie Hassan, Alcee L. Hastings, Jahana Hayes, Martin Heinrich, Jaime Herrera Beutler, John Hickenlooper, Brian Higgins, J. French Hill, James A. Himes, Ashley Hinson, Mazie Hirono, John Hoeven, Trey Hollingsworth, Steven Horsford, Chrissy Houlahan, Steny H. Hoyer, Jared Huffman, Bill Huizenga, Gus M. Ilirakis, James Inhofe, Sheila Jackson Lee, Sara Jacobs, Pramila Jayapal, Hakeem S. Jeffries, Dusty Johnson, Henry C Johnson, Jr, Ron Johnson, Mondaire Jones, David P. Joyce, Kaiiali'i Kahele, Tim Kaine, Marcy Kapture, John Katko, William R. Keating, Mark Kelly, Ro Khanna, Daniel T. Kildee, Derek Kilmer, Andy Kim, Young Kim, Ron Kind, Angus S. King, Jr, Adam Kinzinger, Ann Kirkpatrick, Amy Klobuchar, Raja Krishnamoorthi, Ann M. Kuster, Darin LaHood, Conor Lamb, James R. Langevin, James Lankford, Rick Larsen, John B. Larson, Robert E.

		<p>Latta, Jake Laturner, Brenda L. Lawrence, Al Lawson, Jr, Patrick Leahy, Barbara Lee, Mike Lee, Susie Lee, Teresa Leger Fernandez, Lizzie Letcher, Andy Levin, Mike Levin, Ted Lieu, Zoe Lofgren, Alan S. Lowenthal, Ben Lujan, Cynthia M. Lummis, Elaine G. Luria, Stephen F. Lynch, Nancy Mace, Tom Malinowski, Carolyn B. Maloney, Sean Patrick Maloney, Joe Manchin, III, Kathy E. Manning, Edward J. Markey, Thomas Massie, Doris O. Matsui, Lucy McBath, Michael T. McCaul, Tom McClintock, Betty McCollum, Mitch McConnell, A. Adonald McEachin, James P. McGovern, Patrick T. McHenry, David B. McKinley, Cathy McMorris Rodgers, Jerry McNerney, Gregory W. Meeks, Peter Meijer, Robert Menendez, Grace Meng, Jeff Merkley, Kweisi Mfume, Marianette Miller–Meeks, John R. Moolenaar, Blake D. Moore, Gwen Moore, Jerry Moran, Joseph D. Morelle, Seth Moulton, Frank J. Mrvan, Lisa Murkowski, Christopher Murphy, Stephanie N. Murphy, Patty Murray, Jerrold Nadler, Grace F. Napolitano, Richard E. Neal, Joe Neguse, Dan Newhouse, Marie Newman, Donald Norcross, Tom O'Halleran, Alexandria Ocasio–Cortez, Ilhan Omar, Jon Ossoff, Alex Padilla, Frank Pallone, Jr, Jimmy Panetta, Chris Pappas, Bill Pascrell, Jr, Rand Paul, Donald M. Payne, Jr, Nancy Pelosi, Michael Richard Pence, Ed Perlmutter, Gary C. Peters, Scott H. Peters, Dean Phillips, Chellie Pingree, Mark Pocan, Katie Porter, Rob Portman, Ayanna Pressley, David E. Price, Mike Quigley, Jamie Raskin, Jack Reed, Tom Reed, Kathleen M. Rice, James E. Risch, Mitt Romney, Jacky Rosen, Deborah K. Ross, Mike Rounds, Chip Roy, Lucille Roybal–Allard, Marco Rubio, Raul Ruiz, C.A. Dutch Ruppersberger, Bobby L. Rush, Tim Ryan, Linda T. Sanchez, Bernard Sanders, John P. Sarbanes, Ben Sasse, Mary Gay Scanlon, Janice D. Schakowsky, Brian Schatz, Adam B. Schiff, Bradley Scott Schneider, Kurt Schrader, Kim Schrier, Charles E. Schumer, Austin Scott, David Scott, Rick Scott, Robert C. Scott, Tim Scott, Terri A. Sewell, Jeanne Shaheen, Richard C. Shelby, Brad Sherman, Mikie Sherrill, Michael K. Simpson, Kyrsten Sinema, Albio Sires, Elissa Slotkin, Adam Smith, Christopher H. Smith, Tina Smith, Darren Soto, Victoria Spartz, Jackie Speier, Debbie Stabenow, Greg Stanton, Pete Stauber, Michelle Steel, Bryan Steil, Haley M. Stevens, Steve Stivers, Marilyn Strickland, Dan Sullivan, Thomas R. Suozzi, Eric Swalwell, Mark Takano, Van Taylor, Jon Tester, Bennie G. Thompson, Mike Thompson, John Thune, Thom Tillis, Dina Titus, Rashida Tlaib, Paul Tonko, Patrick J. Toomey, Norma J. Torres, Ritchie Torres, Lori Trahan, David J. Trone, Michael R. Turner, Lauren Underwood, Fred Upton, Hollen Van, Juan Vargas, Marc A. Veasey, Filemon Vela, Nydia M. Velazquez, Ann Wagner, Michael Waltz, Mark R. Warner, Raphael G. Warnock, Elizabeth Warren, Debbie Wasserman Schultz, Maxine Waters, Bonnie Watson Coleman, Peter Welch, Brad R. Wenstrup, Bruce Westerman, Jennifer Wexton, Sheldon Whitehouse, Roger F. Wicker, Susan Wild, Nikema Williams, Frederica S. Wilson, Steve Womack, Ron Wyden, John A. Yarmuth, Don Young, Todd Young. (Mangum, John) (Entered: 12/23/2021)</p>
12/31/2021	<u>22</u>	<p>REQUEST to Submit for Decision re <u>3</u> MOTION to Dismiss for Lack of Jurisdiction and Memorandum in Support filed by Plaintiff Raland J. Brunson. (alf) (Entered: 01/03/2022)</p>
01/06/2022	<u>23</u>	<p>REPORT AND RECOMMENDATIONS re <u>3</u> MOTION to Dismiss. The court lacks subject matter jurisdiction over the causes of action set forth in Mr. Brunson's Complaint. Therefore, the court recommends that the action be dismissed, in its entirety, without prejudice under Fed. R. Civ. P. 12(b)(1).</p>

			Signed by Magistrate Judge Jared C. Bennett on 01/06/2022. (jl) (Entered: 01/06/2022)
01/18/2022	<u>24</u>		OBJECTION to <u>23</u> Report and Recommendations filed by Raland J. Brunson. (Attachments: # <u>1</u> Exhibit 1 Part 1, # <u>2</u> Exhibit 1 Part 2, # <u>3</u> Exhibit 1 Part 3)(alf) (Entered: 01/18/2022)
02/02/2022	<u>25</u>		ORDER ADOPTING REPORT AND RECOMMENDATIONS granting <u>3</u> Motion to Dismiss for Lack of Jurisdiction ; adopting in full <u>23</u> Report and Recommendations. Because the court lacks subject matter jurisdiction over this action, dismissal is without prejudice. Signed by Judge Jill N. Parrish on 2/2/22. (alf) (Entered: 02/02/2022)
02/02/2022	<u>26</u>		JUDGMENT – IT IS ORDERED AND ADJUDGED that plaintiff Raland Brunsons action is dismissed without prejudice. Case Closed. Magistrate Judge Jared C. Bennett no longer assigned to case. Signed by Judge Jill N. Parrish on 2/2/22. (alf) (Entered: 02/02/2022)
02/10/2022	<u>27</u>		NOTICE OF APPEAL as to <u>26</u> Judgment, <u>25</u> Order Adopting Report and Recommendations filed by Raland J. Brunson. Appeals to the USCA for the 10th Circuit. Fee Status: Paid. Filing fee \$ 505, receipt number 4681097566. (alf) (Entered: 02/10/2022)

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH**

<p>RALAND J. BRUNSON,</p> <p style="text-align: center;">Plaintiff,</p> <p>v.</p> <p>ALMA S. ADAMS, et al.,</p> <p style="text-align: center;">Defendants.</p>	<p>REPORT AND RECOMMENDATION</p> <p style="text-align: center;">Case No. 1:21-cv-00111-JNP-JCB</p> <p style="text-align: center;">District Judge Jill N. Parrish</p> <p style="text-align: center;">Magistrate Judge Jared C. Bennett</p>
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District Judge Jill N. Parrish referred this case to Magistrate Judge Jared C. Bennett under 28 U.S.C. § 636(b)(1)(B).¹ Before the court is Defendants’² motion to dismiss this action for lack of subject matter jurisdiction, pursuant to Fed. R. Civ. P. 12(b)(1), or, in the alternative, to dismiss the complaint for failure to state a claim, pursuant to Fed. R. Civ. P. 12(b)(6).³ For the reasons set forth below, the court respectfully recommends that this action be dismissed for lack of subject matter jurisdiction.

¹ ECF No. 16.

² Defendants consist of 388 current or former federal officers which include: 291 members of the United States House of Representatives, 94 Senators, President Biden, Vice President Harris, and former Vice President Pence. ECF No. 2-1 at 1-3.

³ ECF No. 3.

BACKGROUND

Raland J. Brunson (“Mr. Brunson”), appearing pro se, commenced this action on June 21, 2021, in the Second District Court of the State of Utah against Defendants in their official capacities. Mr. Brunson seeks redress for the violation of his “constitutional[ly] protected right to participate in an honest and fair election.”⁴ His claims are based on, inter alia, the United States Constitution and Defendants’ sworn oaths of office to “support and defend the Constitution of the United States against all enemies, foreign and domestic.”⁵ More specifically, Mr. Brunson alleges that Defendants violated their oaths of office and the Constitution by neither ensuring a fair election nor investigating claims that the Presidential election was “rigged” and “fraudulent” prior to accepting the electoral votes on January 6, 2021.⁶ According to Mr. Brunson, “the plenary power of [the Ninth Amendment] of the U.S. Constitution nullifies any interpretation of [the Twelfth Amendment] that would allow Congress to accept and count fraudulent votes.”⁷ Mr. Brunson asserts that Defendants’ conduct constituted “an attack against the U.S. Constitution” that resulted in the fraudulent inauguration of President Biden and Vice President Harris.⁸

Mr. Brunson’s Complaint sets forth six causes of action that apply to all Defendants:

⁴ ECF No. 2-1 ¶¶ 55, 57, 66.

⁵ *Id.* ¶ 10. *See generally id.* ¶¶ 9-23.

⁶ *Id.* ¶¶ 9-19, 31-34, 38-58, 62 & 66.

⁷ *Id.* ¶¶ 29-31.

⁸ *Id.* ¶¶ 31, 32, 55.

(1) Promissory estoppel – based on Defendants’ failure to fulfill their respective oaths of office to ensure an honest and fair election; (2) Promissory estoppel – for giving “aid and comfort” to those whose sought to wrongfully invalidate Mr. Brunson’s vote and his right to a fair election; (3) Breach of Duty – for failing to protect Mr. Brunson’s right to vote in an honest and fair election; (4) Intentional infliction of emotional distress – because as a consequence of Defendants’ wrongful conduct, Mr. Brunson now fears Defendants are “on a course” to destroy his liberties and violate other significant rights; (5) Fraud – based on Defendants’ misrepresentations that they would protect his vote and voting rights; and (6) Civil conspiracy – because Defendants worked together to “skirt any kind of investigation into whether or not the election was indeed rigged.”⁹

According to Mr. Brunson, Defendants’ conduct has damaged him to the extent of \$484 million for each of the six causes of action, for a total of \$2.905 billion, which he requests be provided tax free.¹⁰ Additionally, Mr. Brunson requests: (1) the immediate removal of all Defendants from office; (2) that they never be able to collect any further pay from the United States for their official service in Congress or as President or Vice President; (3) that they never be able to again practice law or again serve as an elected office-holder in this country; (4) that

⁹ *Id.* at 15-23.

¹⁰ *Id.* at 23-28.

they each be investigated for treason; and (5) that former president Trump be immediately inaugurated as President.¹¹

Defendants filed a motion to dismiss the Complaint under Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure.¹² Defendants argue, alternatively, that this court lacks subject matter jurisdiction over Mr. Brunson’s claims because the United States has not waived its sovereign immunity, and that Mr. Brunson has failed to state a claim on which relief can be granted because his claims fail to satisfy the plausibility requirement of Fed. R. Civ. P. 8. After careful consideration of the written briefs, relevant facts and law, the court concludes that this action should be dismissed pursuant to Fed. R. Civ. P. 12(b)(1) for lack of subject matter jurisdiction. Because this court lacks jurisdiction, it does not discuss whether Mr. Brunson’s claims should be dismissed under Fed. R. Civ. P. 12(b)(6).

DISCUSSION

“Because the jurisdiction of the federal courts is limited, there is a presumption against our jurisdiction, and the party invoking federal jurisdiction bears the burden of proof.”¹³ To establish jurisdiction, the asserting party “must ‘allege in [its] pleading the facts essential to

¹¹ *Id.*

¹² ECF No. 3.

¹³ *Merida Delgado v. Gonzales*, 428 F.3d 916, 919 (10th Cir. 2005); *see also Kokkonen v. Guradian Life Ins. Co. of Am.*, 511 U.S. 375, 377 (1994) (providing that the burden to establish jurisdiction rests upon the party asserting that jurisdiction exists).

show jurisdiction,’ and ‘must support [those facts] by competent proof.’”¹⁴ Applying these principles, the court finds that Mr. Brunson’s claims should be dismissed because he cannot satisfy his burden to show that subject matter jurisdiction exists. Specifically, Mr. Brunson has failed to: (I) establish Article III or Prudential Standing and (II) that the United States has waived its sovereign immunity for any of his causes of action.¹⁵ Thus, this action should be dismissed.

I. Mr. Brunson Has Failed to Establish Standing

Although Defendants raise the issue in passing,¹⁶ the court begins with the “threshold inquiry of standing.”¹⁷ “The issue of Article III standing implicates federal jurisdiction.”¹⁸ Thus, the court is required to consider standing, and may “consider the issue *sua sponte*” if necessary, “to ensure there is an Article III case or controversy” before it.¹⁹ Mr. Brunson, as

¹⁴ *United States ex rel. Precision Co. v. Koch Indus., Inc.*, 971 F.2d 548, 551 (10th Cir. 1992) (quoting *McNutt v. General Motors Acceptance Corp.*, 298 U.S. 178, 189 (1936)).

¹⁵ Generally, pro se pleadings should “be construed liberally and held to a less stringent standard than formal pleadings drafted by lawyers.” *Hall v. Bellmon*, 935 F.2d 1106, 1110 (10th Cir. 1991). However, it is not “the proper function of the district court to assume the role of advocate for the pro se litigant,” and even lay plaintiffs must satisfy the jurisdictional, procedural, and factual standards for pleadings that apply to other litigants. *Id.*; see also *Ogden v. San Juan Cnty.*, 32 F.3d 452, 455 (10th Cir. 1994) (providing that pro se parties must comply with the same requirements that govern all other litigants).

¹⁶ *ECF No. 3* at 9.

¹⁷ *Santa Fe All. for Public Health & Safety v. City of Santa Fe*, 993 F.3d 802, 813 (10th Cir. 2021).

¹⁸ *Id.* at 813 n.5; *Rector v. City and Cnty. of Denver*, 348 F.3d 935, 942 (2003).

¹⁹ *Rector*, 348 F.3d at 942.

the party invoking the federal court’s jurisdiction, bears the burden of establishing standing.²⁰

Mr. Brunson has failed to show that he has standing to bring his claims.

Article III of the Constitution limits the jurisdiction of the federal courts to the resolution of actual cases and controversies.²¹ One component of the case-or-controversy requirement is standing.²² “The doctrine of standing is an essential and unchanging part of the case-or-controversy requirement of Article III.”²³ “Standing doctrine embraces several judicially self-imposed limits on the exercise of federal jurisdiction, such as the general prohibition on a litigant’s raising another person’s legal rights. . . .”²⁴ “The gist of the question of standing is whether the party seeking relief has alleged such a personal stake in the outcome of the controversy as to assure . . . concrete adverseness”²⁵ To prove this “personal stake” in the outcome of this action, Article III requires that Mr. Brunson’s Complaint show, among other things, that he has suffered an “injury in fact” that was caused by Defendants.²⁶ “To

²⁰ *Id.*

²¹ See U.S. Const. art. III, § 2.

²² *Lance v. Coffman*, 549 U.S. 437, 439 (2007).

²³ *Comm. to Save the Rio Hondo v. Lucero*, 102 F.3d 445, 447 (10th Cir. 1996) (citation and quotations omitted).

²⁴ *Allen v. Wright*, 468 U.S. 737, 751 (1984).

²⁵ *United States v. Richardson*, 418 U.S. 166, 173 (1974) (emphasis added) (citations and quotations omitted).

²⁶ *Lucero*, 102 F.3d at 477.

establish an injury in fact, the plaintiff must show a distinct and palpable injury to [him]self. An abstract injury is not enough”²⁷ Indeed, the United States Supreme Court has “repeatedly held that an asserted right to have the Government act in accordance with law is not sufficient, standing alone, to confer jurisdiction on a federal court.”²⁸ To determine whether Mr. Brunson has carried his burden to establish standing, the court engages in “careful judicial examination of a complaint’s allegations”²⁹ on a “claim-by-claim basis.”³⁰

Mr. Brunson has failed to establish standing under Article III of the United States Constitution because all of his causes of action plead generalized claims of legislative nonfeasance arising out of the counting of electors’ votes. Mr. Brunson’s purported injury is precisely the type of undifferentiated and generalized grievance about the conduct of government that courts have declined to consider based on standing.³¹ The United States Supreme Court has consistently held:

A plaintiff raising only a generally available grievance about government – claiming only harm to his and every citizen’s interest in proper application of the Constitution and laws, and seeking relief that no more

²⁷ *Ash Creek Mining Co. v. Lujan*, 969 F.2d 868, 875 (10th Cir. 1992) (citations, quotations, and modifications omitted).

²⁸ *Allen*, 468 U.S. at 754.

²⁹ *Id.* at 752.

³⁰ *Santa Fe All. for Public Health & Safety*, 993 F.3d at 813.

³¹ See *Lance*, 549 U.S. at 439 (dismissing for lack of Article III injury in fact the voters’ challenge to redistricting plan); *Cogswell v. United States Senate*, 353 F. App’x 175, 175-76 (10th Cir. 2009) (affirming dismissal of generalized grievance alleging unconstitutional Senate delay in filling two district court vacancies).

directly and tangibly benefits him than it does the public at large – does not state an Article III case or controversy.³²

The allegations in Mr. Brunson’s Complaint are insufficient to show how or why the purported government wrongs pled in his causes of action show that he has suffered a “distinct and palpable injury to [him]self.” Indeed, Mr. Brunson’s only claimed injury is that the Defendants did not follow the law, which is not enough for this court to have jurisdiction under Article III over Mr. Brunson’s claims even the in context of an election.³³ Mr. Brunson’s failure to plead an injury that is concrete and personal to him fails to show that he has standing for any of his claims.³⁴ Accordingly, his claims should be dismissed.

II. Mr. Brunson has Failed to Establish Waiver of Sovereign Immunity

Even if Mr. Brunson has established standing, he cannot show that the United States has waived its sovereign immunity as to any of his causes of action. “The United States and its officers enjoy immunity from suit except in instances where the United States has expressly

³² *Lance*, 549 U.S. at 439.

³³ See, e.g., *Nolles v. State Comm. for Reorganization of Sch. Dists.*, 524 F.3d 892, 900 (8th Cir. 2008) (stating that voters lacked standing to challenge legislative action because they brought a “generalized grievance shared by all the voters” who voted for a certain issue).

³⁴ In addition to failing to state an injury, Mr. Brunson lacks Article III standing for the additional reason that the injuries he alleges may not be redressed by the equitable relief he seeks. For example, courts lack the authority to remove members of Congress from office, to disqualify them from holding future office, or to require Congress to investigate matters before them. *Roudebush v. Hartke*, 405 U.S. 15, 18-19 (1972); see *Wright v. Brady*, 2006 WL 2371327, at *1 (S.D. Tex. Aug. 15, 2006) (“This court has no authority to order a sitting congressman removed from Congress.”).

waived that protection.”³⁵ “The policy behind this rule is that the government should not be hampered in its performance of activities essential to the governing of the nation, unless it has given its consent.”³⁶ “Thus, if the government has not consented to suit, the courts have no jurisdiction to either restrain the government from acting, or to compel it to act.”³⁷ Simply put, “the existence of consent is a prerequisite for jurisdiction.”³⁸

“A waiver of sovereign immunity cannot be implied.”³⁹ “The government consents to be sued only when Congress unequivocally expresses its intention to waive the government’s sovereign immunity in the statutory text.”⁴⁰ Moreover, even where the United States has waived its sovereign immunity via express and unequivocal statutory language, the claim or cause of

³⁵ *Flute v. United States*, 808 F.3d 1234, 1239 (10th Cir. 2015); see also *United States v. Mitchell*, 463 U.S. 206, 212 (1983) (“It is axiomatic that the United States may not be sued without its consent and that the existence of consent is a prerequisite for jurisdiction.”); *Merida Delgado*, 428 F.3d at 919 (“In general, federal agencies and officers acting in their official capacities are also shielded by sovereign immunity.”); *Judicial Watch, Inc. v. Schiff*, 474 F. Supp. 3d 305, 310 (D.D.C. 2020) (providing that sovereign immunity extends to Congress when sued as a branch of government “and makes members of Congress immune from liability for actions within their legislative sphere”).

³⁶ *United States v. Murdock Mach. & Eng’g Co. of Utah*, 81 F.3d 922, 930 (10th Cir. 1996).

³⁷ *Id.* (internal quotation marks omitted).

³⁸ *Mitchell*, 463 U.S. at 212.

³⁹ *Irwin v. Department of Veterans Affairs*, 498 U.S. 89, 95 (1990).

⁴⁰ *Murdock Mach.*, 81 F.3d at 930; see *United States v. Mitchell*, 445 U.S. 535, 538 (1980) (“If waiver is not unequivocal from the text, the government retains its sovereign immunity.”).

action must strictly comply with the statute's terms and requirements or be subject to dismissal.⁴¹

In this case, Mr. Brunson has failed to identify any statutory language or other express provision that unequivocally waives sovereign immunity for his claims against Defendants in his constitutional, tort, and promissory estoppel claims, which are discussed in order below.

First, Mr. Brunson has failed to establish a waiver of sovereign immunity for his claims based on the United States Constitution. The United States has not waived sovereign immunity for it, its agencies, or its employees in their official capacities, to be sued for damages for allegedly violating the Constitution.⁴² Therefore, the court lacks jurisdiction to hear any of Mr. Brunson's constitutional claims.

Second, to the extent some or all of Mr. Brunson's causes of action might be construed as tort claims, the relevant waiver of sovereign immunity is the Federal Tort Claims Act ("FTCA").⁴³ Although the FTCA provides a limited waiver of the United States' sovereign immunity, that waiver does not apply to Mr. Brunson's claims against Defendants in this case. The FTCA's limited waiver of sovereign immunity makes the federal government liable to the

⁴¹ See *United States v. Sherwood*, 312 U.S. 584, 590-91 (1941).

⁴² See, e.g., *F.D.I.C. v. Meyer*, 510 U.S. 471, 478 (1994) ("[T]he United States simply has not rendered itself liable under § 1346(b) [of the Federal Tort Claims Act] for constitutional tort claims."); *Martinez v. Winner*, 771 F.2d 424, 442 (10th Cir. 1985) (concluding that there was no waiver of immunity to permit constitutional claims against the Department of Justice or its employees to be sued in their official capacities); *Coulibaly v. Kerry*, 213 F. Supp. 3d 93, 125-26 (2016) (providing that the FTCA does not extend to constitutional tort claims); see also *Flute*, 808 F.3d at 1239 (providing that sovereign immunity extends to requests for injunctive relief).

⁴³ See generally 28 U.S.C. §§ 2671-2680.

same extent as a private party for injuries caused by the negligent or wrongful acts or omissions of government employees acting within the scope of their employment.⁴⁴ However, this limited waiver allows only the United States, and not its officers – including the federal officer defendants in this case – to be sued under the FTCA.⁴⁵ Thus, all the causes of action against the individually named defendants that sound in tort must be dismissed.

Even though the FTCA provides a limited waiver of sovereign immunity against the United States, such waiver applies only when the claimant has exhausted his administrative remedies, which Mr. Brunson has failed to do.⁴⁶ To exhaust administrative remedies under the FTCA, Congress requires a plaintiff to first present the claim to the agency whose employees allegedly committed the negligent or wrongful act and wait six months for the agency to act before filing suit.⁴⁷ The failure to exhaust administrative remedies precludes a court from exercising subject matter jurisdiction over any alleged tort claim.⁴⁸ Relevant here, “[b]efore

⁴⁴ See *United States v. Orleans*, 425 U.S. 807, 813 (1976).

⁴⁵ 28 U.S.C. § 2679(a) & (b); *Smith v. United States*, 561 F.3d 1090, 1099 (10th Cir. 2009); *Coulibaly*, 213 F. Supp. 3d at 124 (providing that because the FTCA accords federal employees absolute immunity from common-law tort claims arising out of acts they undertake in the course of their official duties, a plaintiff “may not bring tort claims against federal officials in their official capacities or against federal agencies; the proper defendant is the United States itself”).

⁴⁶ 28 U.S.C. § 2675(a).

⁴⁷ *Id.*

⁴⁸ See, e.g., *McNeil v. United States*, 508 U.S. 106, 113 (1993) (“The FTCA bars claimants from bringing suit in federal court until they have exhausted their administrative remedies. Because petitioner failed to heed that clear statutory command, the District Court properly dismissed his suit.”).

initiating a lawsuit against a United States Senator, a plaintiff is first required to file an administrative tort claim with the United States Senate under the FTCA.”⁴⁹ Thus, even assuming, *arguendo*, that Mr. Brunson had alleged claims falling within the limited waiver of sovereign immunity under the FTCA, his failure to exhaust administrative remedies would nonetheless preclude this court from exercising jurisdiction over those claims.⁵⁰ Therefore, the United States has not waived its sovereign immunity to be sued under the FTCA for any of Mr. Brunson’s claims sounding in tort.

Finally, Mr. Brunson has also failed to provide any basis for waiver of sovereign immunity for the two causes of action couched in terms of “promissory estoppel.”⁵¹ For starters, there is no independent cause of action against the government founded on promissory estoppel.⁵² To the extent the promissory estoppel causes of action are more properly construed as tort claims, the court lacks jurisdiction over those claims for the reasons set forth above.

⁴⁹ *DeMasi v. Schumer*, 608 F. Supp. 2d 516, 525 (S.D.N.Y. 2009).

⁵⁰ *Id.* (dismissing case against United States Senator for failure to allege compliance with exhaustion requirement).

⁵¹ See ECF No. 2-1 at 15-18.

⁵² See, e.g., *Jablon v. United States*, 657 F.2d 1064, 1070 (9th Cir. 1981) (dismissing promissory estoppel claim against government, stating “[w]e have not discovered, and the parties have not cited, any precedent in this circuit for an independent cause of action against the government founded upon promissory estoppel. Neither have we discovered a statute which would allow [plaintiff] to sue the United States in this instance.”); see also, e.g., *Santoni v. Fed. Deposit Ins. Corp.*, 677 F.2d 174, 179 (1st Cir. 1982) (holding that claims based on promissory estoppel sounded in tort for misrepresentation and therefore were barred by the FTCA); *Coulibaly*, 213 F. Supp. 3d at 126-28 (dismissing promissory estoppel claims against federal government employees, regardless of whether claims sounded in tort or contract); *Orleans Parish*

To the extent the promissory estoppel causes of action could somehow be read as contract claims, subject matter jurisdiction would still be lacking. The Tucker Act provides a limited waiver of sovereign immunity with respect to certain claims “against the United States ... upon any express or implied contract with the United States.”⁵³ However, where a plaintiff seeks damages in excess of \$10,000, as Mr. Brunson does here, the jurisdiction of the United States Court of Federal Claims is exclusive.⁵⁴ Accordingly, Mr. Brunson cannot show that the United States has waived its sovereign immunity for his estoppel, tort, or constitutional claims. Therefore, the court lacks subject matter jurisdiction over this action and should dismiss it.⁵⁵

Communication Dist. v. FEMA, No. 11-209, 2011 WL 4829887, at *8 n.5 (E.D. La. Oct. 12, 2011) (same).

⁵³ 28 U.S.C. § 1491(a)(1).

⁵⁴ *Id.*; *Greenhill v. Spellings*, 482 F.3d 569, 573 (D.C. Cir. 2007) (“If [the plaintiff] explicitly or in essence seeks money damages in excess of \$10,000, jurisdiction rests exclusively with the Court of Federal Claims.”); *cf.* 28 U.S.C. § 1346(a)(2) (stating that the United States district courts exercise concurrent jurisdiction over “[a]ny ... claim against the United States, *not exceeding \$10,000 in amount*, founded ... upon any express or implied contract with the United States” (emphasis added)).

⁵⁵ Mr. Brunson’s claims against defendant members of Congress and former Vice President Pence, alleging failure to investigate election fraud prior to accepting the electoral college votes, are also likely barred by absolute legislative immunity under the Speech or Debate clause of the Constitution. Article I, section 6 of the Constitution provides: “The Senators and Representatives ... for any speech or Debate in either House, ... shall not be questioned in any other Place.” This clause affords Members of Congress absolute immunity from all claims arising out of their conduct in the legislative sphere. *See, e.g., Rockefeller v. Bingaman*, 234 F. App’x 852, 855 (10th Cir.) (holding that Speech or Debate immunity barred suit challenging the “decision of individual Congressmen not to take legislative action in response to [plaintiff’s] prompts”), *cert. denied*, 552 U.S. 1022 (2007); *see also Rangel v. Boehner*, 785 F.3d 19, 23 (D.C. Cir. 2015) (providing that the “Supreme Court has consistently read the Speech or Debate Clause ‘broadly’ to achieve its purposes”).

CONCLUSION

Based on the foregoing analysis of sovereign immunity and standing, the court lacks subject matter jurisdiction over the causes of action set forth in Mr. Brunson's Complaint. Therefore, the court recommends that the action be dismissed, in its entirety, without prejudice under Fed. R. Civ. P. 12(b)(1).

* * * * *

Copies of this Report and Recommendation are being sent to all parties, who are hereby notified of their right to object.⁵⁶ The parties must file any objection to this Report and Recommendation within 14 days after being served with a copy of it.⁵⁷ Failure to object may constitute waiver of objections upon subsequent review.

DATED January 6, 2022.

BY THE COURT:



JARED C. BENNETT
United States Magistrate Judge

⁵⁶ 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(2).

⁵⁷ 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(2).

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

<p>RALAND BRUNSON,</p> <p style="text-align: right;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>ALMA S. ADAMS, et al.,</p> <p style="text-align: right;">Defendants.</p>	<p>ORDER ADOPTING REPORT AND RECOMMENDATION AND DENYING REQUEST TO AMEND COMPLAINT</p> <p>Case No. 1:21-cv-00111-JNP-JCB</p> <p>Judge Jill N. Parrish</p>
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Magistrate Judge Jared C. Bennett issued a Report and Recommendation that the court grant the defendants' motion to dismiss for two independent reasons. ECF No. 23. First, Judge Bennett reasoned that the court does not have subject matter jurisdiction over plaintiff Raland Brunson's action because he lacks standing to assert his claims. Second, Judge Benson determined that Brunson failed to establish that the United States has waived sovereign immunity for his claims.

Brunson filed an objection to the Report and Recommendation. The objection has two main components. First, Brunson argues that the court should not adopt the Report and Recommendation because it does not specifically address his response brief. Brunson contends that this failure to address his arguments violates the Due Process Clause of the Fourteenth Amendment and provisions of the Utah Constitution. Second, Brunson requests leave of court to file an amended complaint.

I. OBJECTION TO REPORT AND RECOMMENDATION

The court reviews de novo the portions of the Report and Recommendation to which Brunson has objected. FED. R. CIV. P. 72(b)(3). Brunson raises only one objection. He argues that the court should not adopt the Report and Recommendation because it does not specifically address

the arguments made in his response brief. He contends that this failure violates his rights under the Due Process Clause of the Fourteenth Amendment and the Due Process and Open Courts Clauses of the Utah Constitution.

The court overrules Brunson’s objection. He cites no caselaw supporting his assertion that a reviewing court must specifically address arguments made in a brief. Brunson was afforded procedural due process by receiving notice of the motion to dismiss and having a reasonable opportunity to respond to it. *See United States v. James Daniel Good Real Prop.*, 510 U.S. 43, 48 (1993) (procedural due process requires “notice and an opportunity to be heard”). And the Open Courts Clause of the Utah Constitution does not guaranty specific responses to arguments in a response brief. *See Berry ex rel. Berry v. Beech Aircraft Corp.*, 717 P.2d 670, 675 (Utah 1985) (the Open Courts Clause “guarantees access to the courts and a judicial procedure that is based on fairness and equality”).

Brunson does not raise any objection to the Report and Recommendation’s conclusions that Brunson lacks standing to assert his claims and that the defendants are entitled to sovereign immunity. Thus, Brunson has waived any objection to these conclusions. *See United States v. One Parcel of Real Prop.*, 73 F.3d 1057, 1060 (10th Cir. 1996).

II. REQUEST TO AMEND

Brunson also requests leave of court to amend his complaint. He states that the only proposed change to the complaint is to recast his breach of duty claim as a negligence claim. “Refusing leave to amend is generally only justified upon a showing of undue delay, undue prejudice to the opposing party, bad faith or dilatory motive, failure to cure deficiencies by amendments previously allowed, or futility of amendment.” *Bylin v. Billings*, 568 F.3d 1224, 1229 (10th Cir. 2009) (citation omitted).

The court finds that the requested amendments are futile. Brunson does not argue that the changes to his complaint would affect his lack of standing to bring his claims. And the court is unable to discern any way in which the proposed changes would affect his standing to sue members of Congress. Accordingly, Brunson's request to file an amended complaint is denied.

CONCLUSION AND ORDER

For the foregoing reasons, the court ORDERS as follows:

1. The Report and Recommendation, ECF No. 23, is ADOPTED IN FULL.
2. The court GRANTS the defendants' motion to dismiss Brunson's action. ECF No. 3.

Because the court lacks subject matter jurisdiction over this action, dismissal is without prejudice.

DATED February 2, 2022.

BY THE COURT:



JILL N. PARRISH
United States District Judge

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CLERK

U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF UTAH

RALAND BRUNSON,

Plaintiff,

v.

ALMA S. ADAMS, et al.,

Defendants.

JUDGMENT

Case No. 1:21-cv-00111-JNP-JCB

Judge Jill N. Parrish

IT IS ORDERED AND ADJUDGED that plaintiff Raland Brunson's action is dismissed without prejudice.

DATED February 2, 2022.

BY THE COURT:



JILL N. PARRISH

United States District Judge

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CLERK
U.S. DISTRICT COURT

Raland J Brunson
4287 South Harrison Blvd., Apt 132
Ogden, Utah 84403
Phone: 385-492-4898
Email: thedreamofthecentury@gmail.com
Pro Se

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

RALAND J BRUNSON,

Plaintiff,

vs.

ALMA S. ADAMS ; et al.,

Defendants.

NOTICE OF APPEAL

Case No.

Trial Court Case No. 1:21-cv-00111-CMR

Judge: Jill N. Parrish

Notice is hereby given that Plaintiff Raland J Brunson in the above named case hereby appeals to the United States Court of Appeals for the 10th Circuit from a final judgment known as *Judgment* entered in this action on February 2, 2022 [ECF 26] taken from the United States District Court For The District Of Utah.


Humbly submitted this the 10th day of February 2022.


Raland J Brunson, Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of February, 2022 I personally placed in the United States Mail to the individuals named below a true and correct copy of **NOTICE OF APPEAL**.

ANDREA T. MARTINEZ
JOHN K. MANGUM
111 South Main Street, #1800
Salt Lake City, Utah 84111


Raland Brunson